

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.4052 of 2000 (O&M)

Date of decision: 23.05.2022

Gurbachan Vij

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioner.

Mr. R.D.Sharma, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondents to count the service of the petitioner rendered under Panchayat Samitis while granting the additional increment on completion of 18 years of service.

2. Petition was admitted on 01.08.2001.

3. When called out for hearing, there is no representation on behalf of the petitioner. It seems that by sheer effluxion of time and pendency of the writ petition for more than 21 years before this Court, either it has been rendered infructuous or even otherwise the petitioner seems to have lost interest in pursuing the same.

4. In any case, it appears that even on merits, claim of the petitioner is not admissible in view of the following stand taken in para No.1 of the reply filed on behalf of respondent No.1 to 3, which is reproduced herein below for ready reference:-

“ 1. That the petitioner was taken in Govt. Service on 01.02.1977 as Clerk and later on he was promoted as Assistant. According to the letter No.10/108/94-4PR (FD) dated 29.12.1995 under Para

No.20, no benefit could be given to the service rendered by the petitioner to Board/Local Bodies, therefore, no higher pay scale could be given to the petitioner for service rendered to Board/Local Bodies. The petitioner was already getting higher pay scale. As such the petitioner has no cause of action or locus standi to file the present petition.”

5. I am in agreement with the stand taken by the respondents as aforesaid. Neither any replication has been filed to the afore noted stand of the respondents nor any additional affidavit of any kind to controvert the same.

6. In view of the aforesaid, no grounds are made out to interfere.

7. Dismissed.

23.05.2022
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(ARUN MONGA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No