

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(124)

CWP-10678-2022

Date of Decision : May 19, 2022

Om Parkash

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashok Kumar Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, two increments of the petitioner were stopped by the respondents with cumulative effect vide impugned order dated 30.11.2015 (Annexure P-1) and though, two years period have already elapsed but the said increments were not restored for the purpose of fixation of pension of the petitioner, which is causing prejudice to the petitioner as, the act of the respondents will amount to stopping of two increments with cumulative effect, which is contrary to the punishment imposed upon the petitioner.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 11.09.2019 (Annexure P-5), which is still pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is issued to respondent No.2 to decide

the said legal notice by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice dated 11.09.2019 (Annexure P-5) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 11.09.2019 (Annexure P-5), the present writ petition is disposed of with a direction to respondent No.2 to decide the legal notice dated 11.09.2019 (Annexure P-5) within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for the monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within four weeks thereafter.

May 19, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No