

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(210)

CWP-12243-2016

Date of Decision : March 21, 2022

Ved Parkash

.. Petitioner

Versus

UHBVN and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Chaudhary, Advocate, for the petitioner.

Mr. Hitesh Pandit, Advocate, for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

Present petition has been filed with a prayer that one Attar Singh, who was junior to the petitioner having seniority No.362, was getting a higher pay as compared to the petitioner, who was in seniority at No.325A in the cadre of Junior Engineer.

Learned counsel for the petitioner argues that once, the petitioner was senior to Attar Singh in the cadre of Junior Engineer, he has to get same pay, if not higher and therefore, once it is an admitted case that

Attar Singh was getting a higher pay in the cadre of Junior Engineer despite

being junior to the petitioner, the respondents are under obligation to step up the pay of the petitioner to that of his junior.

In the reply, it has been mentioned that Attar Singh was granted two increments on completion of 18 years of service as on 01.10.1993 whereas the petitioner did not had 18 years of service.

Nothing has come on record to show as to how, in case a person who was promoted to the cadre of Junior Engineer after the petitioner, how could the said person have completed 18 years of service but not the petitioner. The ambiguity is not clarified in the written statement.

Faced with this situation, learned counsel for the respondents submits that the claim of the petitioner as raised in the present petition will be reconsidered by the respondents and appropriate speaking order will be passed giving the details as to whether, the petitioner is entitled for the step up of the pay or not, if not, on what reasons.

Learned counsel for the petitioner raises no grievance with regard to the proposal of the respondents that the case of the petitioner will be reconsidered and appropriate order will be passed. Only request of the learned counsel for the petitioner is that as the petitioner is litigating for the last five years, hence, reconsideration be done in a time bound manner.

Learned counsel for the respondents submits that appropriate order on the reconsideration will be passed by the respondent Authority within a period of three months from today and in case, the petitioner is found entitled for any benefit, the same will also be released within a period of next three months.

Learned counsel for the petitioner submits that keeping in view the above, no further grievance of the petitioner survives in the present

petition and the same may kindly be disposed of having been not pressed any further.

Ordered accordingly.

March 21, 2022

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No