

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

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**CM-11374-CWP-2022 in/and
CWP-16718 of 2022
Date of decision : 01.08.2022**

DHARAM PAL

..... Petitioner

VERSUS

STATE OF HARYANA AND ORS

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present :- Mr. Rohit Mittal, Advocate
for the applicant-petitioner.

HARSIMRAN SINGH SETHI, J. (Oral)

CM-11374-CWP-2022

Application is allowed as prayed for.

CWP-16718 of 2022

Learned counsel for the petitioner argues that after the petitioner retired from service on attaining the age of superannuation on 30.11.2010, the respondents granted the petitioner promotion to the post of Inspector with retrospective date but, the benefit of the said order dated 23.02.2021 (Annexure P-1), is not being extended to the petitioner and that too without any valid justification.

Learned counsel further submits that the petitioner has to be granted the consequential benefit of promotion, which promotion has been effected retrospectively from the year 2002 hence, the respondents are under an obligation to fix the salary of the petitioner upon the said promotion and revise the pensionary benefits including the pension accordingly.

Learned counsel for the petitioner further submits that the claim as being raised in the present petition has already been raised by the petitioner with the respondents vide representation dated 30.03.2022 (Annexure P-2) and the petitioner will be satisfied, at this stage, in case a direction is issued to respondents to decide the said representation in a time bound manner by passing an appropriate speaking order.

Notice of motion.

Mr. Harish Nain, AAG, Haryana, accepts notice on behalf of respondents-State and raises no objection in deciding the representation dated 30.03.2022 (Annexure P-2) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner on 30.03.2022 (Annexure P-2), respondent No.4 is directed to decide the representation dated 30.03.2022 (Annexure P-2) by passing a speaking order within a period of eight from the receipt of copy of this order and in case the petitioner is found entitled for any relief the same will also be extended to him within a period of next four weeks.

Present writ petition stands disposed of.

**(HARSIMRAN SINGH SETHI)
JUDGE**

01.08.2022

rimpall

Whether speaking/reasoned	Yes
Whether Reportable :	No