

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(107)

CWP-17686-2021

Date of Decision : May 09, 2022

Gurmail Singh

.. Petitioner

Versus

Bhakra Beas Management Board and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Naveen Batra, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner was not granted the benefit of special increment after completing 23 years of service in the cadre of Upper Division Clerk on the ground that the petitioner has not passed the departmental examination whereas, vide instructions dated 26.04.2013, the employees, who are above the age of 50 years, were exempted from the passing of the said examination and therefore, the petitioner was fully eligible for the grant of special increment and the respondents are liable to be directed to grant the same to the petitioner.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 30.08.2020 (Annexure P-2) 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 the

respondents to decide the said legal notice 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 30.08.2020 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 30.08.2020 (Annexure P-2) 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 any monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within four weeks thereafter.

May 09, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No