

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

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CWP-25555-2022

Date of decision: 10.11.2022

MOHINDER SINGH

.....Petitioner

VERSUS

THE PUNJAB STATE POWER CORPORATION LIMITED, AND
OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Rahul Rana, Advocate
for the petitioner.

Ms. Kanika Ahuja, Advocate
for respondents.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Article 226 of the Constitution of India for the issuance of a writ in the nature of Mandamus for directing the respondent authorities to release the Assured Career Progression scales which became due to the petitioner on completion of 23 years of service.

Learned counsel appearing on behalf of the petitioner contends that the petitioner had joined respondent-department as Meter Reader on 17.03.1980 on regular basis. His Ist Time Bound Promotional Scale (TBPS) was released on 17.03.1989 and 2nd (TBPS) was released on 17.03.1996 on completion of 16 years of regular service. The 3rd Advance Promotional Increment was due on 17.03.2003 on completion of 23 years of regular service, however, the

said benefit was not released. The petitioner eventually superannuated on 31.03.2010. The benefit of the 23 year ACP having not been released, the petitioner suffers a recurring prejudice on account thereof .

Leaned counsel appearing on behalf of the petitioner contends that at this stage he would be satisfied in case the respondent-authorities are directed to look into the representation/legal notice dated 02.06.2022 (Annexure P-5) and pass a speaking order thereupon affording an opportunity of hearing to the petitioner.

Notice of motion.

Ms. Kanika Ahuja, Advocate appears and accepts notice on behalf of respondents and has no objection to the aforesaid prayer being granted.

In view thereof, the present petition is disposed of with the consent of the parties and without recording any opinion on merits of the case with a direction to respondent No.3- competent authority of the Punjab State Power Corporation Limited to look into the representation/legal notice dated 02.06.2022 (Annexure P-5) and to pass a reasoned and a speaking order thereupon after affording an opportunity of hearing to the respective parties within a period of 04 months of receipt of certified copy of this order.

(VINOD S. BHARDWAJ)
JUDGE

NOVEMBER 10, 2022

Vishal sharma

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