

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(113)

CWP-2270-2023

Date of decision : 06.02.2023

Dr. Shamim Ahamad

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Sachin Gupta Ladwa, Advocate
for the petitioner.

...

SUVIR SEHGAL, J. (Oral)

Petitioner has approached this Court under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to pay the amount of additional increments granted to post graduates, benefit of 2nd ACP and 3rd ACP and HRA with all consequential benefits.

Counsel for the petitioner submits that the petitioner was appointed as a Unani Medical Officer on 18.11.1997 and on satisfactory completion of requisite regular service, he became entitled to the Assured Career Progression (ACP) benefit, which has been denied. Counsel submits that although the petitioner has served representation, but after his retirement on 31.03.2021, he has served a legal notice dated 01.11.2022, Annexure P-12, which is pending with the respondents. Counsel submits

that the petitioner would be satisfied in case a direction is issued to the respondents to look into the same.

Notice of motion.

On asking of the Court, Mr. Jagbir Malik, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondent.

Having heard counsel for the parties, but without examining the grievance of the petitioner, writ petition is disposed of with a direction to respondent No.2 – Director, Ayurveda Department, Panchkula, to examine the legal notice, Annexure P-12, within a period of 4 months from the date of communication of copy of this order.

In case, it is found that the petitioner is not entitled to the claim, an order be passed assigning reasons for rejection.

(SUVIR SEHGAL)
JUDGE

06.02.2023
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No