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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2408-1997(O&M)
Date of Decision: 06.10.2023

JAGAR SINGH AND OTHERS*Petitioners*

V/s.

STATE OF PUNJAB AND OTHERS*Respondents*

CORAM: **HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.**

Present Mr. Varun Parkash, Advocate,
 for Mr. Arun Jain, Advocate
 for the petitioners.

Mr. D.K. Singal, Addl. A.G., Punjab.

SANJEEV PRAKASH SHARMA, J (Oral)

1. Learned counsel for the petitioners expresses his inability to argue the matter as the petitioners are not in touch with him.
2. Taking into consideration the fact that this Writ Petition is of the year 1997, this Court deems it appropriate to examine this case on merits.
3. This Writ Petition was filed by the petitioners with a prayer to grant the benefit of additional increments to the petitioners on completion of 8 and 18 years of service; for implementing five days' week; and also to pay overtime of work done above 40 hours per week for the last 15 years.
4. The reply has been filed by the respondents and it is stated that the benefit of additional increments on completion of 8 and 18 years of service has already been granted to the petitioners and copies of service books showing the said benefit having been granted, have been attached. In

view thereof, this Court is satisfied that the relief for grant of additional increments to the petitioners stands satisfied.

5. As regards the issue relating to grant of overtime of work done, the issue is to be decided on factual aspects and this Court in writ jurisdiction would not examine whether a person has actually performed his duties 40 hours a week or less. For the said purpose, the remedy is available elsewhere. Therefore, the Writ Petition is devoid of merit and is dismissed to the said extent, accordingly.

6. All pending applications shall stand disposed of accordingly.

October 6, 2023

Ess Kay

**[SANJEEV PRAKASH SHARMA]
JUDGE**

Whether speaking / reasoned : *Yes/No.*

Whether Reportable : *Yes/No*