

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

CWP No.5787 of 2023 (O&M)

Date of Decision.20.03.2023

Nahar Singh and another

...Petitioners

Vs

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Ms. Rahish Pahwa, Advocate
for the petitioners.

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JAISHREE THAKUR J. (ORAL)

The instant writ petition has been filed seeking a writ in the nature of mandamus, directing the respondents to grant petitioners the benefit of 3rd ACP since the year 2017 on completion of 20/24 years of regular satisfactory service as per Haryana Civil Services (Assured Career Progression) Rules, 2016.

Learned counsel appearing for the petitioners would submit that both the petitioners have retired from the respondent-department as Water Pump Operator on 31.12.2018 and 31.10.2017 respectively. They were initially appointed in HUDA in the year 1985/1987 but later on transferred to respondent-department in April, 1992. Their services were regularized w.e.f. 01.04.1993. It is further submitted that petitioners served the respondent-department for approximately 30 years and therefore, they were entitled for 3rd ACP scale after completion of 24 years of regular satisfactory services in terms of Haryana Civil Services (Assured Career Progression) Rules, 2016. Petitioners had repeatedly requested the respondents to grant them the benefit of 3rd ACP and in this regard made representations dated 22.10.2021 and 22.02.2023 but no action has been taken thereon.

It is submitted that petitioners would be satisfied in case representations dated 22.10.2021 (Annexure P-2) and 22.02.2023 (Annexure P-3) given to respondent No.2 are considered in a time bound manner.

Notice of motion.

On the asking of Court, Mr. Anant Kataria, DAG, Haryana, who is presented in Court, accepts notice for the respondents and submits that respondent No.2 will look into the matter and will take a decision on the representations of the petitioners. Let sufficient number of copies of the complete paper book be supplied to her during the course of day.

Without commenting on merits of the case, I dispose of the instant petition by directing respondent No.2 to take a decision on representations dated 22.10.2021 (Annexure P-2) and 22.02.2023 (Annexure P-3) of the petitioners within a period of two months from the date of receipt of certified copy of this order, in accordance with law.

(JAISHREE THAKUR)
JUDGE

March 20, 2023
Pankaj*

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