

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(107)

CM-3820-C-2023 in/and

RSA-3154-1998

Date of Decision : April 25, 2023

Rabinder Singh

.. Appellant

Versus

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Surinder Sharma, Advocate, for the applicant-appellant.

Mr. Rohit Bansal, Senior DAG, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-3820-C-2023

As prayed for, the application is allowed.

Synopsis of appeal are taken on record.

On oral request of learned counsel for the parties, the main appeal is taken up for hearing today itself.

RSA-3154-1998

Learned counsel for the appellant, on instructions from the appellant, who is also present in the Court, submits that even as per the judgment of the lower Appellate Court dated 05.02.1998, the promotion has been granted to the appellant-plaintiff from 24.07.1969 but the benefits of the said post have not been given to him including the fixation of his salary

from the said date, therefore, the present appeal may kindly be disposed of having been not pressed any further with liberty to the appellant-plaintiff to approach the respondent by filing appropriate representation claiming the said benefit and the Department may kindly be directed to decide the said representation in a time bound manner as the appellant-plaintiff is a senior citizen and is already litigating for the last 20 years for his entitled benefits.

Learned State counsel submits that in case any representation is filed by the appellant-plaintiff claiming fixation of his salary from the year 1969, the same will be decided in accordance with law and in case after consideration, it is found that any benefit is liable to be extended to the appellant-plaintiff, the same will be extended to him, otherwise appropriate speaking order on the representation will be passed within a period of eight weeks from the receipt of the said representation.

Learned counsel for the appellant-plaintiff submits that in view of the statement of the learned State counsel, the present appeal may kindly be disposed of having been not pressed any further, with liberty as prayed for.

Ordered accordingly.

April 25, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No