

118 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7735-2023

Date of decision: 19.07.2023

Manjit Singh

.....Petitioner

V/s

Punjab State Power Corporation Limited

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant petition has been filed under Article 226/227 of the Constitution of India for issuance of writ in the nature of mandamus, directing the respondent Corporation to pay interest @ 18% to petitioner on delayed payment of Rs.20,26,559/- on account of arrears of pay/salary and increments.

Learned counsel for the petitioner contends that petitioner was posted at 66 KV Sub Station Guruwali, Tarn Taran Road, Amritsar. He submits that he was conveyed on a telephone by Mr. N.S. Bal, Deputy Chief Engineer, Operations, Sub Urban Circle, Amritsar that a power cut be not imposed at 11 KV Ibban, PPS Feeder till further orders. However, from 10.06.2013 power cuts were imposed by petitioner in compliance of directions given by Power Controller, PSPCL, Ablawal, Patiala. He further submits that since petitioner imposed power cuts, Mr.N.S. Bal, Deputy Chief Engineer, Operations, Sub Urban Circle, Amritsar was unhappy with the petitioner. Thereafter, petitioner was suspended and charge sheeted vide memo No.6-710/APJ-3097 dated 14.08.2013 alleging that petitioner did not follow his directions. Learned counsel further submits that

suspension period be regularized and his due benefits be given to him. He further submits that out of total amount of Rs.20,32,449/-, only an amount of Rs.20,26,559/- was ordered to be paid to petitioner, which reflects that Rs.5,890/- was paid in less and no interest on arrears of Rs.20,26,559/- has been paid to him. Learned counsel for the petitioner further submits that petitioner has submitted a legal notice dated 22.03.2023 (Annexure P-4) to the respondent, which has not been taken into consideration till date and he would be satisfied if necessary directions are given for deciding the legal notice dated 22.03.2023 (Annexure P-4) in a time bound manner.

Notice of motion.

Mr. Abhimanu Jangra, Advocate has put in appearance on behalf of the respondent, accepts notice on his behalf and does not object to the prayer made by learned counsel for the petitioner.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice dated 22.03.2023 (Annexure P-4), respondent is directed to decide the legal notice dated 22.03.2023 (Annexure P-4), by passing a speaking order within a period of 8 weeks from the date of receipt of certified copy of this order with a further direction that if the petitioner is found to be entitled to the claim mentioned in the legal notice dated 22.03.2023 (Annexure P-4), necessary disbursement of funds along with interest shall be made within a period of 8 weeks thereafter.

The petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

19.07.2023
Sapna