

115.

2023:PHHC:067168

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH**

**CWP-10120-2023**

Date of Decision: 10.05.2023

**GULSHAN KUMAR WADHWA**

.... Petitioner

Versus

**DAKSHIN HARYANA BIJLI VITRAN NIGAM LTD. AND ANR.**

.... Respondents

**CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Sunil Kumar Nehra 'Sirsa', Advocate, for the petitioner.

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**JAISHREE THAKUR.J (Oral)**

1. The petitioner herein seeks a writ in the nature of mandamus directing the respondents to fix his pay in the scale of Executive Engineer w.e.f. 01.04.2022 to 30.04.2022 and to re-fix his pension w.e.f. 01.05.2022 and release all consequential benefits, in terms of memo dated 14.07.2022 Annexure P-7. He has also prayed for the salary for holding Current Duty Charge for the post of Executive Engineer w.e.f. 22.04.2017 to 30.04.2022 and for the post of Assistant Engineer/SDO/AGM w.e.f. 12.12.2006 to 18.01.2014, alongwith 9% interest per annum.

2. At the very outset, counsel appearing on behalf of the petitioner would submit that at this stage, the petitioner would be satisfied in case the legal notice dated 20.03.2023 (Annexure P-8) ventilating his grievance, whereupon no decision has been taken as yet, is decided in a time bound manner, in accordance with law.

3. Notice of motion.

4. At this stage, Mr. Anant Kataria, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondents.

5. Let adequate number of copies of the writ petition be furnished to the counsel appearing on behalf of the respondents during the course of the day.

6. Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioner, the present petition is disposed of with a direction to the respondents to decide legal notice dated 20.03.2023 (Annexure P-8) of the petitioner within a period of two months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

**(JAISHREE THAKUR)**  
**JUDGE**

**10.05.2023**

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No