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Neutral Citation No. 2023:PHHC: 099830

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

CWP-14733-2015 (O&M)

DECIDED ON: 3rd AUGUST, 2023

SATYABIR SINGH KHATRI AND OTHERS

PETITIONERS

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LTD. AND OTHERS

RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Sandeep Singal, Advocate
for the petitioners.

Mr. B.R. Mahajan, Sr. Advocate with
Mr. Padamkant Dwivedi, Advocate
for the respondents.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Articles 226 and 227 of the Constitution of India has been invoked seeking a writ of *Mandamus* directing the respondents to grant salary and allowance for the post of “Assistant Engineer” with effect from the dates from which current duty charge was given to the petitioners along-with all consequential benefits.

CM-1973-2021

2. Vide order dated 23.07.2015, the present petition was admitted. Thereafter, an application bearing CM-1973-2021, has been moved seeking disposal of the main petition in terms of judgment dated

05.03.2020 passed in an identical matter bearing CWP No. 3234 of 2017, as well as order dated 27.11.2019 passed in LPA-1491-2016, titled as **State of Haryana vs. Sita Ram.**

3. In view of averments made in the application, the same is allowed and the main petition i.e. CWP-1973-2021 is taken up for final hearing.

CWP-14733-2015

4. Mr. Mahajan, learned Senior Counsel for the respondents has produced a copy of letter dated 17.03.2023 whereby, the UHBVN has adopted the clarification issued by Haryana Government, Finance Department vide memo No.6/102/2020-4PR (FD), dated 06.01.2023 wherein, it has been stated that the employee, who is otherwise fit for promotion, is given full-fledged charge of the promotional post in the hierarchy against the vacant post, his pay will be fixed considering the pay scale/pay structure of promotional post for the period, he held current duty charge as per applicable rules/instructions.

5. In the light of above, no grievance is left with the petitioner, who wishes not to pursue the present petition any further.

6. Accordingly, the present petition is disposed of, as having been rendered infructuous.

(SANDEEP MOUDGIL)
JUDGE

3rd AUGUST, 2023
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1. Whether speaking/ reasoned : Yes / No
2. Whether reportable : Yes / No