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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-14040-2023 (O&M)
Date of Decision: 06.07.2023

Kuldip Singh

... Petitioner

V/s.

Punjab State Power Corporation Limited and others

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. Brijesh Nandan, Advocate
for the petitioner.

DEEPAK MANCHANDA, J.(Oral)

Present writ petition has been filed under Article 226/227 of the Constitution of India by the petitioner seeking issuance of writ in the nature of mandamus for directing the respondents to grant the benefit of promotional increment(s) to the petitioner claimed vide legal notice dated 22.05.2023 (Annexure P-9) as claim of petitioner has been fully endorsed vide order dated 22.09.2016 passed by the Division Bench of this Court vide LPA-997-2016 (Annexure P-6) alongwith interest @ 18% from the date, when it became due to till realization.

Learned counsel for the petitioner submits that the petitioner

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joined respondents as Junior Plant Attendant on regular basis on 28.12.1988 and was due for 1st time bound promotion on 28.12.1995 on completion of 9 years of service which was released on 30.08.2002 but was deprived of the benefit of other promotional increments i.e. 2nd time bound promotion fell due on 28.12.2002 on completion of 16 years of service and 3rd promotional increment fell due on 28.12.2009. The petitioner though was promoted on 21.10.2009 as J.E. Sub Station and superannuated on 31.03.2018. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance in the legal notice dated 22.05.2023 (Annexure P-9), which is still pending consideration with respondents and the petitioner will be satisfied at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

At this stage, on the asking of the Court, Ms. Eknoor Kaur Sara, Advocate has put in appearance on behalf of the respondents and raises no objection in deciding the legal notice dated 22.05.2023 in a time bound manner by passing an appropriate speaking order.

I have heard learned counsel for the parties and have gone through the record of the case.

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, respondents are directed to decide the legal notice dated 22.05.2023 (Annexure P-9) moved by the petitioner, by passing

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a speaking order within a period of four 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, necessary disbursement of funds shall be made to him within a period of two weeks thereafter.

The petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

06.07.2023
seema

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes /No</i>