

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

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**CWP-19910-2016 (O&M)
Date of decision: 14.03.2023**

Satyavir Sharma and others

...Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. S.K. Sharma, Advocate for
Mr. Anand Bhardwaj, Advocate for the petitioners.

Mr. Rohit Arya, DAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the present petition is for issuance of a writ in the nature of Mandamus directing the respondents to consider the cases of the petitioners in the light of clarification dated 24.02.2016 (Annexure P-14) for grant of 3rd Assured Career Progression (ACP) of Rs. 6000/- w.e.f. the respective dates of completion of 24 years of regular satisfactory service, as granted to the similarly situated employees vide orders dated 12.12.2014, 29.07.2015, 20.04.2016 and 03.03.2015 (Annexure P-9 to P-12).

The short reply filed on behalf of respondent Nos. 1 to 3 and the replication filed on behalf of the petitioners, are already on record.

Learned counsel for the petitioners submits that vide Notification dated 04.03.2014 (Annexure P-7), the terms and tenure of completion of 10,

20 and 30 years of regular satisfactory service for admissibility of ACP grade pay had been reduced to 8, 16 and 24 years respectively; that initially, the petitioners were appointed as Masters and subsequently, they were promoted as Lecturers; that the petitioners had been granted the 3rd ACP Grade Pay of Rs. 6000/- on competition of 24 years of regular satisfactory service; that the petitioners have already retired from the service; that vide letter dated 06/07.10.2022 directions were issued to withdraw the increment(s) granted to the petitioners at the time of allowing 2nd ACP and for recovery and that too, after a gap of 15 years.

Learned counsel for the petitioners further submits that the petitioners intend to challenge the orders of recovery and, therefore, prays to grant liberty to the petitioners to do so.

In view of the above, the present petition is disposed of with liberty to the petitioners to challenge the orders of recovery, if so advised.

(HARNARESH SINGH GILL)
JUDGE

14.03.2023

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No