

CWP-17508-2023
Date of decision: 11.08.2023

V/s

Punjab State Power Corporation Limited and others ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Ms. Rupinder K. Kanwal, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant writ petition has been filed under Article 226/227 of the Constitution of India for issuance of writ in the nature of mandamus, directing the respondents to grant the benefit of promotional increment(s) to the petitioner in view of the circular dated 23.04.1990 (Annexure P-1) along with interest @ 18% from the date when it became due till its realization.

Learned counsel for the petitioner contends that petitioner joined the department as JMR (Junior Meter Reader) in Punjab State Electricity Board, now Punjab State Power Corporation Limited on 10.09.1998 in the office of Executive Engineer, Distribution Division, PSEB, Badal, Punjab. The petitioner was given first time bound promotion on 05.04.2008 after 9 years of service, however, the second time bound promotional scale which became due on 05.04.2015 after 16 years of regular service has not been given to the petitioner. Petitioner retired on 31.10.2021 on attaining the age of superannuation as Lower Division Clerk(LDC) from the office of Senior Executive Engineer Distribution Division, PSPCL,

Kharar, Punjab i.e. respondent No.3. She further submits that the post of

petitioner as JMR was merged with the post of LDC vide office order dated 220 ENG3(64) dated 06.06.2012 at serial No.57. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance in the legal notice dated 15.06.2023 (Annexure P-5), which is still pending consideration with respondents and the petitioner will be satisfied at this stage, in case a direction be issued to the respondents to decide the same by passing an appropriate order in a time bound manner.

Notice of motion.

Mr. Deep Inder Singh Walia, Advocate has put in appearance on behalf of the respondents, accepts notice on their behalf and raise no objection in deciding the legal notice dated 15.06.2023 (Annexure P-5) 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 file.

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 legal notice dated 15.06.2023 (Annexure P-5), respondents are directed to decide the aforesaid legal notice, by passing a speaking order within a period of 8 weeks from the date of receipt of certified copy of this order.

The petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

11.08.2023
Sapna

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No