

CWP No. 17823 of 2023

2023:PHHC:107028

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(124)

CWP No. 17823 of 2023

Date of Decision : 18.08.2023

Fakir Chand

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mayank Garg, Advocate for
Ms. Gitanjali Chhabra, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner argues that keeping in view the judgment of the Hon'ble Supreme Court of India in Civil Appeal No. 2471 of 2023 titled as *The Director (Admn. And HR) KPTCL and others Vs. C.P. Muddinamani and others*, decided on 11.04.2023 (Annexure P-6), once an employee has already completed one year of service before retirement, he/she is entitled for increment of the said service. Learned counsel for the petitioner submits that the petitioner's claim is covered by the above said judgment of the Hon'ble Supreme Court of India.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 04.05.2021 (Annexure P-1) but the same is still pending consideration

with the 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.

On the asking of the Court, Mr. Pankaj Middha, learned Additional Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 04.05.2021 (Annexure P-1) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the passing of the speaking order, the petitioner is found entitled for any benefit, the same will also be extended to him within a further period of four weeks.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

August 18, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No