

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

**CWP-21808-2022 (O&M)**

Date of decision: 20.01.2023

Manmohan Singh and others

....Petitioners

Versus

State of Punjab and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:- Mr. Ankush Sharma, Advocate for  
Mr. M.K.Dogra, Advocate for the petitioners  
Mr. D.K.Singal, Addl. AG, Punjab

**ANIL KSHETARPAL, J (Oral)**

The petitioners pray for the following substantive reliefs:-

*“ii) Issue a writ in the nature of Certiorari, quashing the impugned order dated 30.06.2022, (P-10) passed by respondent no.3.  
iii) Issue a writ in the nature of Mandamus, directing the respondents to refix and pay full “Retiral Dues” after granting the benefit of bunching to the petitioners as is payable in accordance with the Notification No.7/01/97-FP-1/314 dated 16.01.1998, as reproduced in the body of petition.”*

In substance, the petitioners pray for bunching the increments due on account of the Assured Career Progression Scheme. A previous writ petition filed by the petitioners was disposed of on 01.02.2022 while directing the respondents to pass a speaking order, after considering the claim of the petitioners. Pursuant thereto a detailed order dated 30.06.2002 (Annexure P-10) has been passed by the concerned authority. In the aforesaid order, information with respect to each of the petitioners has been compiled. It has also been explained that according to the third proviso to Rule 7 of the Punjab Civil Services (Revised Pay)

Rules, 1998, it has been ensured that at the time of the fixation of pay of every employee, one extra increment after three increments w.e.f 01.01.1996, had already been granted.

All the petitioners have already retired. Some of the petitioners retired way back in the years 2010, 2012, 2015 and 2018.

Learned counsel representing the petitioners, although, made sincere attempts, however, failed to draw the attention of the Court to any error in the order dated 30.06.2022. He submits that the pay of the petitioners have not been fixed as per the 4<sup>th</sup> Pay Commission, which came into effect on 16.01.1998. Such claim suffers from the unexplained delay and latches.

In view of the aforesaid discussion, no ground to issue the writ, as prayed for, is made out.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

20.01.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

**(ANIL KSHETARPAL)**

**JUDGE**