

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

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**CWP-27912-2022 (O&M).
Date of Decision: 09.02.2023.**

RANJIT SINGH

... Petitioner

Versus

THE CHIEF MANAGER, PUNJAB NATIONAL BANK AND ORS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Karan Chaudhary, Advocate,
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been preferred under Articles 226/227 of the Constitution of India, 1950, seeking issuance of a writ in the nature of Mandamus directing the respondents to release the arrears of one year stagnation increment of the year 2014 as per the 10th Bipartite Settlement and Increment of 9th stagnation due from January 2020 as per the 11th Bipartite Settlement along with interest.

Learned counsel for the petitioner contends that the petitioner joined his job as an employee of the Punjab National Bank as a Clerk-cum-Cashier. He performed his duties during his service with loyalty and

honesty and was granted stagnation increments in the year 2000, 2003, 2006, 2009 and 2012. The petitioner retired as Special Assistant form Dinanagar Branch on 29.02.2020, however, he has not been paid the arrears of one year stagnation increment of the year 2014 as per the 10th Bipartite Settlement and Increment of 9th stagnation due from January 2020 as per the 11th Bipartite Settlement. Learned counsel for the petitioner contends that the petitioner moved various representations (Annexures P-4 to P-8) during the period 05.02.2021 to 22.09.2021 and when no response was received, the petitioner sent legal notice dated 28.07.2022 (Annexure P-9). It is contended that since the respondents have failed to pay any heed to the requests of the petitioner, hence the present petition has been filed.

Learned counsel for the petitioner submits that at this juncture, the petitioner would be satisfied in a case a direction is issued to the respondent to decide the legal notice dated 28.07.2022 (Annexure P-9) sent by the petitioner, in a time bound manner.

Notice of motion.

Mr. Saurav Verma, Standing Counsel, Punjab National Bank, who is present in Court, accepts notice on behalf of the respondents and he has no objection to the aforesaid prayer being granted.

Accordingly, with the consent of the parties and without commenting upon the merits of the case, taking into consideration that an alternative prayer has been made to the extent that the legal notice be decided by the respondents in a time bound manner, the present writ petition is disposed of with a direction to the respondent No.1 – the Chief Manager, Punjab National Bank, Corporate Office (Dept.) HRD Section,

Sector 10, Dwarka Head Office, New Delhi, to look into the grievance espoused by the petitioner in the the legal notice dated 28.07.2022 (Annexure P-9) sent by the petitioner and to pass a speaking and reasoned order thereupon in accordance with law within a period of three months from the date of receipt of certified copy of this order after granting an opportunity of hearing to the petitioner.

Needless to mention that in the event the entitlement of the petitioner being established as per law, the payment due to the petitioner shall be released expeditiously and preferably within a further period of three months.

Petition stands disposed of accordingly.

February 09, 2023
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(VINOD S. BHARDWAJ
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No