

2023:PHHC:149227

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

Sr. No.120

CWP-26344-2023

Date of Decision: 23.11.2023

Sultan Singh

.... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Tejpal Singh Dhull, Advocate for the petitioner

Mr. Sanjeev Kaushik, Addl. AG, Haryana

TRIBHUVAN DAHIYA, J. (ORAL)

This petition has been filed seeking a writ of *mandamus* directing the respondent-Department to grant the benefit of one increment to the petitioner as he had already completed twelve months service before attaining the age of superannuation on 30.06.2013.

2. Learned counsel for the petitioner submits that grievance raised herein is pending for appropriate decision before the respondents. At this stage, the petitioner will be satisfied in case respondent no.2 is directed to decide the pending legal notice, dated 15.03.2023, Annexure P-1, in a specified period.

3. Notice of motion.

4. Mr. Sanjeev Kaushik, Addl. AG, Haryana, accepts notice and submits that the issue stands settled by the Supreme Court by judgment passed in *The Director (Admn. And HR) KPTCL and others v. C.P. Mundinamani and others*, 2023 SCC Online SC 401, and the pending legal

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notice will be decided in terms thereof by the second respondent-Director, Elementary Education, Haryana, within three months.

5. In view of the statement made by learned State counsel, learned counsel for the petitioner has no objection to the petition being disposed of in terms thereof.

6. Ordered accordingly.

(TRIBHUVAN DAHIYA)
JUDGE

23.11.2023
Payal

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