

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(106)

CWP No. 26447 of 2023

Date of Decision : 24.11.2023

Rajbir Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. V.D. Sharma, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that surprisingly the benefit of 2nd ACP and 3rd ACP have been extended to the petitioner but the benefit of 1st ACP for which the petitioner is entitled from 01.08.2007 has not been extended despite the fact that petitioner is fully eligible for the same as per Rule 7 of Haryana Civil Service (Assured Career Progression) Rules, 2008. Learned counsel for the petitioner submits that respondents are liable to release the same along with arrears and interest.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 15.09.2023 (Annexure P-7) 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.

3. Notice of motion.

4. On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the legal notice dated 15.09.2023 (Annexure P-7) 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 decision, the petitioner is found entitled for any benefit, the same will be extended to him within a further period of four weeks.

5. 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.

6. Ordered accordingly.

November 24th, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No