

2024:PHHC:025762

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

122

CWP-4377-2024 (O&M)
Date of decision: 26.02.2024

Maninder Singh Flora

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Ranjit Singh Ghuman and Ms. Shashi Ghuman, Advocates
for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to grant the petitioner higher pay scale on completion of 09 years and further grant higher pay scale on completion of 14 years under Assured Career Progression Scheme.
2. Learned counsel contends that the petitioner is a pensioner, retired on 31.10.2016 and as per notification dated 03.11.2006 and 17.04.2000, he is entitled to ACP Scheme benefit of 9-14 years. In this regard, there is a recommendation dated 16.07.2021, Annexure P-5, also that is in his favour by Deputy Registrar, Cooperative Society, Jalandhar to Joint Registrar, however, no decision has been taken thereafter. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.
4. At the asking of the Court, Mr. Swapan Shorey, DAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.
5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider and decide the claim of the petitioner, taking note of the letter dated 16.07.2021, Annexure P-5 within a period of 6 months and if found entitled, necessary benefits be granted forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating the petitioner therewith.

(AMAN CHAUDHARY)
JUDGE

26.02.2024
M.Kamra

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