

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.204 CWP No.499 of 1998
Date of Decision: 19.01.2024

Shyam Kumar Sharma and others Petitioners
Versus
State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: None for the petitioners

Mr. Ravi Pratap Singh, DAG, Haryana with
Mr. Rohit Arya, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

This petition has been filed seeking a writ of *mandamus* directing the respondents to grant the benefit of two/three additional increments on account of the petitioners' post-graduate qualifications from the dates of acquiring the same or from the dates of their joining service, in view of instructions of the Government dated 23.07.1957 and 01.09.1960.

2. It is not disputed at Bar that the issue raised herein stands settled against the petitioners as per law laid down by the Supreme Court in *State of Haryana and others v. Hem Lata Gupta and others*, 2010(2) SCC 369, wherein it was held that after revision of pay scales for teachers, granting them new scales with effect from 01.12.1967, they could not claim benefit of the circular/memo dated 01.09.1960, as the same stood superseded by the revised pay scales notified.

3. In view thereof, the petitioners' claim for grant of benefit of two/three additional increments on account of the post-graduate qualifications becomes unsustainable. Accordingly, the petition stands dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

19.01.2024
Payal Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No