 2024:PHHC:076882

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-13073-2024
DATE OF DECISION: **29.05.2024**

Yad Ram .....Petitioner

VERSUS

State of Haryana and others .....Respondents

CORAM HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present Mr.Mazlish Khan, Advocate,
for the petitioner.

Mr.Harish Nain, Asstt.AG, Haryana.
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HARSIMRAN SINGH SETHI, J (ORAL)

1. Learned counsel for the petitioner submits that without giving any opportunity of hearing to the petitioner, his pay was re-fixed and further, despite the fact that the petitioner had completed 12 months of service before retirement, no increment was given to him, which increment the petitioner is entitled for, as per the judgment of the Hon'ble Supreme Court in **The Director (Admn. and HR) KPTCL and Ors vs. C. P. Mundinamani and Ors., 2023 SCC online 401, decided on 11.04.2023.**

2. Learned counsel submits that the grievance raised in the present petition has already been raised by the petitioner in the legal notice dated 25.04.2024 (Annexure P-9) which is still pending consideration with the respondents and the petitioner will be satisfied at this stage in case a time bound direction is issued to the respondents to decide the said representation by passing an appropriate speaking order.

3. Notice of motion.

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4. Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that in case the legal notice dated 25.04.2024 (Annexure P-9) has been received in the office of concerned authorities and is still pending consideration, the same will be decided by the authorities concerned within a period of eight weeks of the receipt of copy of this order and in case, after the decision of the representation, any benefit accrues to the petitioner, the same will also be released to him otherwise due reasons will be mentioned in the speaking order for not accepting the claim of the petitioner for his information and necessary action.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

29.05.2024 **(HARSIMRAN SINGH SETHI)**
mamta **JUDGE**

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

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