



207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-10982-2016

Date of Decision : 10-12-2024

DHIAN SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB & ORS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

Mr. T.P.S Chawla, Sr. DAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, the grievance being raised by the petitioner is that he has not been given the benefit of 7 Retrenchment increments keeping in view the judgment of the Hon'ble Supreme Court of India in Civil Appeal No.6540 of 2014 titled "*State of Punjab and ors. Vs. Tarlok Chand and ors.*", decided on 16.07.2014.

Learned State counsel submits that the petitioner is entitled for the restoration of the 7 Retrenchment increment as per the said judgment.

Upon notice of motion, the respondents have filed their reply and in the additional affidavit dated 13.11.2024, filed by the respondents, it has been mentioned that as per the judgment of the Hon'ble Supreme Court of India in *Tarlok Chand's case (supra)*, only the 4 increments, if

withdrawn, were to be restored, which benefit has already been granted to the petitioner.

Learned State counsel further submits that all the increments withdrawn were not to be restored and the maximum to be restored were 4, which benefit has already been granted to the petitioner.

There is no representation on behalf of the petitioner.

Keeping in view the additional affidavit filed by the respondents, it can be safely presumed that the petitioner is satisfied and he is not interested in pursuing the present petition.

Hence, the present petition is dismissed for non-prosecution.

10-12-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking/: YES/NO
Whether reportable: YES/NO