



CWP-16176-2024

-1-

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

115

CWP-16176-2024

Date of Decision :17.07.2024

Kashmir Kaur

...Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Gitanjali Chhabra, Advocate for the petitioner.

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

* * *

Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance of the petitioner is that the petitioner had completed one year of service before her retirement and keeping in view the judgment of the Hon'ble Supreme Court of India in **Civil Appeal No.2471-2023 titled as The Director (Admn. And HR) KPTCL and others vs. C.P. Mundinamani and others decided on 11.04.2023**, the petitioner is entitled for the grant of benefit of increment, which became available to him at the time of his retirement.

Learned counsel for the petitioner submits that keeping in view the said judgment, State of Punjab has already issued instructions dated 10.07.2024 for the implementation of the judgment of this Court in **LPA No.696 of 2020 titled as State of Punjab and another vs. Malagar Singh**

for the grant of notional annual increment and therefore, the respondents are



under an obligation to grant the petitioners the benefit of once increment as all of them have completed 12 months of service before retirement and the respondents are liable to be directed to recalculate the pensionary benefits of the petitioner.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by way of submitting a representation dated 30.05.2024 (Annexure P/2), which is still pending consideration 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.

Notice of motion.

Mr. T.P.S. Chawla, Senior DAG, Punjab, who is present in Court accepts notice on behalf of the respondents and submits that in case, representation dated 30.05.2024 (Annexure P/2) has been received from the petitioner and is still pending consideration with the authorities concerned, the same will be decided in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of certified copy of this order and in case, it is found feasible to grant the relief to the petitioner, the same will be extended to her otherwise, due reasons for not accepting the claim of the petitioner will be mentioned in the speaking order so passed, which will be conveyed to the petitioner.

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



CWP-16176-2024

-3-

Ordered accordingly.

July 17, 2024
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/Nor