

**IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH**

Sr. No.: 105

Civil Writ Petition No.17368 of 2024 (O & M)**Date of Decision:** August 22, 2024Lal Singh & others

..... PETITIONER(S)

VERSUS

State of Haryana & others

..... RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**PRESENT:** - Mr. Sourabh Sheoran, Advocate, for the petitioners.Ms. Tanushree Gupta, Deputy Advocate General,
Haryana.**Tribhuvan Dahiya, J (Oral)****CM No.13424-CWP of 2024**

For the reasons stated, the application is allowed.

Amended Memo of Parties is taken on record.

Main case

The petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to re-fix the petitioners' pension by granting them benefit of annual increment in the last year of retirement.

2. Learned counsel for the petitioners contends that the petitioners have completed one year satisfactory service prior to their retirement, and became entitled to one annual increment on that basis. The law in this regard stands settled by the Supreme Court in *The Director (Admn. And HR) KPTCL and others v. C.P. Mundinamani and others*, 2023 SCC Online SC 401, and this Court in CWP No.8364 of 2024, titled *Suresh Kumar Singla and others v. State of Haryana & others*, decided on 16.04.2024. He

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further contends that at this stage, the petitioners will be satisfied in case they are permitted to make fresh representation(s) before the concerned respondent(s) raising the grievance as has been raised in this petition, and the same may be ordered to be decided within a specified period in terms of the aforementioned settled law.

3. Notice of motion.

4. Ms. Tanushree Gupta, Deputy Advocate General, Haryana. accepts notice on behalf of the respondents and submits that in case any representation is filed by the petitioners within three weeks from today, the same will be decided by the concerned respondent nos.5 and 6, as the case may be, keeping in view the law laid down in *C.P. Mundinamani* case (*supra*) and *Suresh Kumar Singla* case (*supra*), by passing a speaking order thereupon within three months of receiving the representation.

5. In view of the statement made, learned counsel for the petitioners has no objection to the petition being disposed of in terms thereof.

6. Ordered accordingly.

(Tribhuvan Dahiya)
Judge

August 22, 2024

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Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No