

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2024-PHHC-099/48



CWP-18564-2024

Date of Decision: 05.08.2024

SHISH PAL AND OTHERS

...Petitioners

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Ashok Kaushik, Advocate
for the petitioners.

TRIBHUVAN DAHIYA, J. (Oral)

The petition has been filed *inter alia* seeking a writ of *mandamus* directing the respondents to grant the petitioners proportionate increment on completion of more than six months service before retirement, and to fix the pension on the last pay drawn with all consequential retiral benefits.

2. Learned counsel for the petitioners contends that in the last year of retirement, the petitioners have completed the requisite six months or more of satisfactory service, 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 and others*, decided on 16.04.2024. Still, the petitioners' claim has not been considered, nor has their legal notice, dated 15.06.2024, Annexure P-9, been decided so far.

3. Notice of motion.
4. Mr. Ravinder Singh Budhwar, Additional Advocate General, Haryana, accepts notice on behalf of the respondents and submits that the pending legal notice, dated 15.06.2024, will be decided expeditiously by third respondent, keeping in view the law laid down in *C.P.Mundinamani* case (*supra*) and *Suresh Kumar Singla* case (*supra*).
5. In view thereof, without going into the merits of the case, the petition is disposed of with a direction to third respondent- The Director, Skill Development and Industrial Training Haryana, to consider and decide the pending legal notice, dated 15.06.2024, in the light of the judgments mentioned above by passing a speaking order thereupon, within a period of three months of receiving a certified copy of this order.

(TRIBHUVAN DAHIYA)
JUDGE

05.08.2024

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