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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA-5312-2012(O&M)

Date of decision:-01.08.2024

Kulwant Singh

...Appellant

Versus

Punjab State and others

...Respondents

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL

Present : Mr.R.K. Arora, Advocate and
Mr.Jugam Arora, Advocate
for the appellant.

Mr.Anil Bansal, DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

1. Plaintiff – appellant is in second appeal before this Court challenging the concurrent finding recorded by the Courts below.

2. Plaintiff had filed a suit for declaration to the effect that he was entitled to Proficiency Step Up Increments for eight years as JBT Teacher, increments for higher responsibility and also for counting the entire service for grant of increment under the Assured Carrier Progression Scheme with consequential relief.



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3. On 16.02.2018, this Court passed the following order:

“Respondents have to clarify whether appellant is entitled to two increments in terms of Rule 8 of the Punjab Civil Services (Revised Pay) Rules, 1988, in view of his promotion to the post of Punjabi Master from the post of JBT Teacher.

Learned counsel for the appellant submitted that he is satisfied if one increment is granted.

List this matter on 15.03.2018.”

4. Pursuant thereto, respondents have passed an order bearing No.155314 dated 28.05.2019 whereby they have rejected the claim of the plaintiff – appellant. Copy of the order has been placed on record by the State counsel.

5. In view of the above development, counsel for the appellant seeks permission to withdraw the present appeal with liberty to impugn the freshly passed order in accordance with law.

6. Permission is granted.

7. Dismissed as withdrawn with liberty as aforesaid.

8. Pending applications, if any, are disposed of.

(SUVIR SEHGAL)
JUDGE

01.08.2024

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Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No