

CWP-34105 of 2024

2024:P-HC:169787



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

CWP-34105 of 2024

Date of decision: 18.12.2024

Er. Kamaljit Singh

.....Petitioner

Versus

The State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Mukesh Arora, Advocate, for the petitioner.
Mr. Rajesh Sehgal, Addl. A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

1. Prayer in the present writ petition is for issuance of directions to the respondents to refix the pay of the petitioner in accordance with Punjab State Power Corporation Limited (Revised Pay) Regulations, 2021 (Annexure P/1) on the basis of pay scale of 16650-39100 + 6850 (Grade Pay) which the petitioner was getting on 31.12.2015 i.e. before the implementation of Punjab State Power Corporation Limited (Revised Pay) Regulations, 2021 in the year 2021 w.e.f. 01.01.2016 as the withdrawal of the pay scale of 16650-39100 + 6850 (Grade Pay) while implementing the Punjab State Power Corporation Limited (Revised Pay) Regulations, 2021 is illegal, unconstitutional and confiscatory. Further prayer has been made for issuance of directions to the respondents to make payment of arrears while refixing the pay of the petitioner in accordance with Punjab State Power Corporation Limited (Revised Pay) Regulations, 2021 on the basis of pay scale of 16650-39100 + 6850 (Grade Pay) which the petitioner was getting on 31.12.2015 i.e. before the implementation of

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Punjab State Power Corporation Limited (Revised Pay) Regulations, 2021 in the year 2021 w.e.f. 01.01.2016.

2. Learned counsel for the petitioner submits that for seeking aforesaid relief, petitioner has served legal notice dated 29.09.2024 (Annexure P-6) upon the respondents, however, neither the petitioner has been granted the aforesaid benefit nor the said legal notice has been replied to. He submits that at this stage, petitioner would be satisfied, if the said legal notice is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of the respondents and has no objection to the innocuous prayer made by learned counsel for the petitioner.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent is directed to consider and decide the claim made by the petitioner in legal notice dated 29.09.2024 (Annexure P-6) in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order.

7. The petition stands disposed of.

18.12.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No