



CWP- 759-2025

-1-

120

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

CWP-759-2025

Date of Decision: 15.01.2025

SHRIPAL

..... PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Parveen Moudgil, Advocate
for the petitioner.

Mr. Krishan K. Chahal, Addl. A.G., Haryana

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *mandamus* directing the respondents to grant first Assured Career Progression (ACP) scale to the petitioner with effect from 01.01.2013, instead of 01.01.2016, on completion of ten years' regular service, and grant second ACP scale to him with effect from 01.01.2019 on completion of sixteen years' regular service.

2. Learned counsel for the petitioner contends that the petitioner, who is working as Accountancy and Auditing Instructor in the Department since 30.11.2002, has been given first ACP scale with effect from 01.01.2016 vide order dated 24.07.2018, whereas he is entitled to the same



CWP- 759-2025

-2-

with effect from 01.01.2013. He further contends that similarly placed employees in the Department have been given the benefit with effect from 01.01.2013 vide office order dated 13.09.2017, Annexure P-2. The respondents' action in not giving first ACP scale to the petitioner with effect from the same date is, therefore, discriminatory.

3. As per facts apparent on record, the petitioner was given the first ACP scale on completion of eight years' regular satisfactory service with effect from 01.01.2016, vide order dated 24.07.2018. The order was not challenged by the petitioner. Merely because he has been making representations against the same, as mentioned in the petition, it will not give rise to a fresh cause of action to approach this Court. The petition, which has been filed after inordinate delay of about six years, suffers from delay and laches, and cannot be entertained.

4. Dismissed *in limine*.

15.01.2025
Seema

(TRIBHUVAN DAHIYA)
JUDGE

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