



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

122

CWP-2357-2025

Date of Decision: 29.01.2025

SHYAM LAL SHARMA

... Petitioner

Versus

FOOD CORPORATION OF INDIA THROUGH ITS MANAGING
DIRECTOR AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Ravinder Singh, Advocate and
Mr. Abhishek Chha, Advocate
for the petitioner.

Mr. Vikas Lochab, Advocate
for the respondents.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been preferred by the petitioners for seeking issuance of an appropriate writ in the nature of Mandamus directing the respondents No.1 to 3 to consider the representation and legal notice dated 04.06.2021, 17.01.2023 and 16.05.2023 (Annexures P-10 to P-12) and a further prayer to direct the respondents No.1 to 3 to grant incentive increments to the petitioner as per Headquarter Circular No. 40 of 1985 read with Circular No. 64 of 1986 (Annexure P-3 and P-4 respectively) and also



prays to direct the respondent No.3 to expedite and finalize the disbursement of the Incentive increments alongwith interest @ 18% p.a and other monetary benefit to the petitioner from the date of entitlement.

2. At the very outset, learned counsel for the petitioners submits that, at this juncture, the petitioners would be satisfied in case the respondent No.3-General Manager, Food Corporation of India, Chandigarh is directed to decide the representation and legal notice dated 04.06.2021, 17.01.2023 and 16.05.2023 (Annexures P-10 to P-12) and decide the grievance espoused by the petitioners therein by passing a speaking order thereupon in accordance with law and in a time bound manner.

3. Notice of motion.

4. Mr. Vikas Lochab, Advocate appears on behalf of the respondents and files its power of attorney in the Court today which is taken on record and submits he has no objection to the aforesaid prayer being granted.

5. Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of and respondent No.3-General Manager, Food Corporation of India, Chandigarh, is directed to decide the representation and legal notice dated 04.06.2021, 17.01.2023 and 16.05.2023 (Annexures P-10 to P-12) and to pass a reasoned and speaking order thereupon in accordance with law preferably within a period of four months from the date of receipt of certified copy of this order.



6. Needless to mention that in the event the entitlement of the petitioner is established as per law, the payment due to the petitioner shall be released expeditiously and preferably within a further period of two months.

January 29, 2025
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

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