2025:PHHC:127613

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

****

COCP-1857-2022
Date of decision : 16.09.2025

Hans Raj

... Petitioner

Versus

Dr.Sumita Misra and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ravinder Kumar, Advocate
for the petitioner (through V.C.).

Mr. Raj Partap Singh Brar, AAG, Haryana.

VIKAS BAHL, J.(ORAL)

1. On 26.07.2023, a Co-ordinate Bench of this Court was pleased to pass the following order:-

"Present:- Mr. Ravinder Kumar, Advocate
for the petitioner.

Mr. Harsh Vardhan Shehrawat, AAG, Haryana.

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In terms of the speaking order dated 30.05.2023, it is observed that if the petitioner is given the benefit of 3rd ACP, which came in existence on 01.01.2006 as per the Haryana Civil Services (Assured Career Progression) Rules, 2008, then in that eventuality, the petitioner will be entitled to lesser pay-scale than the pay-scale he is drawing till the date of his retirement.

Davinder Kumar
2025.09.17 09:42
I attest the accuracy and
authenticity of this order /
judgment

Counsel for the petitioner submits that the petitioner has already given an undertaking that he is ready to accept the lesser pay but insisted that he should be granted the benefit of 1st ACP.

Let a specific affidavit, in this regard, be filed on the next date of hearing.

Adjourned to 15.11.2023.

26.07.2023"

2. A period of more than two years has elapsed but the petitioner has not filed any such affidavit.

3. Learned counsel for the petitioner has submitted that the present petition be disposed of but liberty be granted to the petitioner to revive the same after complying with the order dated 26.07.2023.

4. In view of the above, the present petition is disposed of with the aforesaid liberty.

(VIKAS BAHL)
JUDGE

September 16, 2025.
Davinder Kumar

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

Davinder Kumar
2025.09.17 09:42
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authenticity of this order /
judgment