

CWP-13582-2026

2026:PHHC:068596



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

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Date of Decision: **04.05.2026**

Sohan Lal Phutela

.....Petitioner

VERSUS

Chief Administrator Haryana And Others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present:- Mr. Ranbir Singh Rawat, Advocate and
Mr. Ashwani Kumar, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (Oral)

1. The present writ petition has been filed under Article 226 of the Constitution of India for the issuance of an appropriate writ, order, or direction, particularly in the nature of *mandamus*, directing the respondents to consider and decide the representation dated 28.03.2024 (Annexure P-5) and the legal notice dated 17.11.2025 (Annexure P-7), and to release all consequential pensionary benefits to the petitioner by granting the benefit of

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retrospective promotion, including revision of pension and payment of arrears in terms of letter dated 10.07.2023 (Annexure P-3) from the date of retirement, i.e., 31.05.2002, along with interest @ 18% per annum, and to revise the future pension accordingly and for the issuance of a writ in the nature of *certiorari* for quashing the letter/office order dated 06.03.2024 (Annexure P-4) passed by respondent No.1, whereby the claim of the petitioner for revision of pension on the basis of retrospective pay fixation and consequential benefits has been rejected, the same being illegal, arbitrary, and unconstitutional.

2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner retired on 31.05.2002 as Executive Officer and Secretary, Haryana State Agriculture Marketing Board/Committee, Sirsa, i.e., respondent No.3, and that he was not granted the promotion which fell due on 01.04.2000. It is submitted that on 19.08.2020, the respondents granted the petitioner retrospective promotion to the post of District Marketing Enforcement Officer w.e.f. 01.04.2000, as is evident from Annexure P-1/A. Thereafter, on 10.07.2023, the respondents re-fixed the petitioner's pay for the period from 01.04.2000 to 01.04.2002 (Annexure P-3).

2.2. The petitioner submitted a representation, followed by a legal notice dated 17.11.2025 (Annexure P-7), and also placed on record a tabulation showing a difference of Rs. 4,15,878/-, as discernible from

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Annexure P-8. It is further prayed that the denial of his retrospective promotion is arbitrary and illegal and that the respondents are bound to pay the arrears when the promotion was denied due to administrative reasons.

2.3 Learned counsel for the petitioner at this stage submits that he would be satisfied if a direction is issued to respondent No.3 to decide the legal notice dated 17.11.2025 (Annexure P-7) by respondent No.3 by passing a speaking order in a time bound manner.

3. Notice of motion.

4. Mr. Vikrant Pamboo, Addl. AG Haryana, waives service of notice on behalf of the respondents No.1 and 2.

5. Mr. S.S. Parmar, Advocate put in appearance on behalf of respondent No.3 and submits that since the petitioner retired on 31.05.2002, the claim set up in the present writ petition suffers from the vice of delay and laches.

5. In view of the limited prayer made by counsel for the petitioner without commenting upon the merits of the case, the present petition is disposed of and respondent No.3 is directed to hear and decide the legal notice dated 17.11.2025 (Annexure P-7) filed by the petitioner in a time bound manner and pass a speaking order, within a period of two months from the date of receipt of certified copy of this order.

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6. Needless to say, if the petitioner is found entitled to the relief sought, the same be granted to him forthwith by respondents/competent authority.
7. Pending miscellaneous application(s), if any, shall also stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

04.05.2026
Parul Verma

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