



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

239-A

LPA No.889 of 2020 (O&M)

DATE OF DECISION : 12th MARCH, 2026

State of Haryana & Ors

.... Appellants

Versus

Om Parkash

.... Respondent

**CORAM : HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR**

* * * *

Present : Mr. Saurabh Mohunta, Sr. DAG, Haryana.

Mr. S. P. Chahar, Advocate for respondent.

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ASHWANI KUMAR MISHRA, J. (Oral)

1. This appeal is by the State of Haryana challenging the judgment of the learned Single Judge whereby the writ petition filed by the respondent has been allowed and the direction has been issued to pay him arrears of annual increment from the due date by giving exemption from passing the type test, along with 6 per cent interest per annum.

2. Undisputedly, the respondent-petitioner was appointed on regular basis as Peon on 09.02.1998. The respondent-petitioner was promoted as Clerk on 28.12.2011. Annual increments however were denied to him on the ground that he has not cleared the type test. The respondents ultimately retired on attaining the age of superannuation. There was a condition in the promotion order that the respondent-petitioner will have to pass type test in Hindi/English for getting the annual increment.

3. We have heard counsel for the parties and carefully perused the material on record.



4. With somewhat peculiar facts and circumstances the connected appeal has been dismissed by us vide order of even date passed in LPA-851-2020.
5. The appeal filed by the State consequently lacks merit and is accordingly dismissed.
6. All the pending application(s), if any, shall stand disposed of.

(ASHWANI KUMAR MISHRA)
JUDGE

12th March, 2026
'raj'

(ROHIT KAPOOR)
JUDGE

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