



IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No.151 of 2023.

Date of decision: 20.03.2023.

Bhagwant Kishore

.....Petitioner.

Versus

**Himachal Road Transport Corporation and
another.**

.....Respondents.

Coram

**The Hon'ble Mr. Justice Tarlok Singh Chauhan, Judge.
The Hon'ble Mr. Justice Virender Singh, Judge.**

Whether approved for reporting?¹ No.

For the Petitioner : Mr. Ashok Kumar, Advocate.

**For the Respondents : Mr. Ajay Kumar Chauhan,
Advocate.**

Tarlok Singh Chauhan, Judge (Oral)

The instant petition has been filed for grant of the
following substantive reliefs:

"i. That respondent may kindly be directed to
consider the case of petitioner for granting the two
additional increments on completion of 20 years of
service as per notification dated 10.09.2015
(Annexure P-1) as well as orders of this Hon'ble
High Court which has been upheld by the Apex Court.

¹***Whether the reporters of the local papers may be allowed to see the Judgment?Yes***

ii) Those respondents may kindly be directed to consider and decide the Representation (**Annexure P-4**) of the petitioner in accordance with law."

2. Learned counsel for the petitioner states that the issue in question is squarely covered by the judgment rendered by this Court in **CWP No. 4167 of 2019** in case titled **Himachal Road Transport Corporation vs. Suresh Kumar and others**, decided on 29.11.2021 (Annexure P-2) which judgment in turn has been upheld by the Hon'ble Supreme Court vide its judgment dated 16.08.2022 passed in Special Leave Petition (Civil) Diary No(s).21537/2022. This is a matter which is required to be considered and decided by the respondents.

3. Accordingly, we deem it appropriate to dispose of this petition with a direction to the respondents to consider and decide the case of the petitioner in light of the judgment passed in **Suresh Kumar's case** (supra) and in case the case of the petitioner is found to be covered by the aforesaid judgment, then same and similar benefits be also extended to the petitioner herein within a period of six months. Ordered accordingly.

4. Pending application, if any, also stands disposed
of.

(Tarlok Singh Chauhan)
Judge

(Virender Singh)
Judge

20th March, 2023.
(krt)

High Court of HP