

**IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA**

CWP No.9170 of 2023

Date of decision: 11.07.2025

Dharam Singh

...Petitioner.

Versus

State of H.P. and Ors.

...Respondents.

*Coram:****Ms. Justice Jyotsna Rewal Dua, Judge.****Whether approved for reporting?*

For the petitioner : Mr. Bharat Bhushan, Advocate.

For the respondents : Mr. L.N. Sharma, Additional
Advocate General with Ms. Leena
Guleria, Deputy Advocate
General.

Jyotsna Rewal Dua, Judge

Even though respondents have not filed reply to the writ petition, however, with the consent of learned counsel for the parties matter is heard at this stage.

2. This writ petition has been filed for the grant of following substantive relief:-

- “i). Writ of Mandamus be issued by Directing the respondent authorities to release due and admissible arrears of Revised Leave Encashment, accrued in favour of petitioner on account of Revision of pay scale and resultant financial up-gradation arising therefrom w.e.f, 1-1-2016, after their superannuation, with interest. Further, the difference in Leave Encashment on account of revision of pay scale and resultant financial up-gradation w.e.f, 1-1-2016 has become their legal,

Whether reporters of Local Papers may be allowed to see the judgment? Yes



enforceable and legitimate right in term of Authoritative pronouncement given by Hon'ble High Court in CWP No. 7359 of 2021, dated 1-12-2022 titled as 'Amita Gupta Vs. State of H.P. and Others on account of party as the Deputy Director, Kangra has already released arrears of Revised Leave Encashment in favour of counterparts of the petitioner.

3. Learned counsel for the petitioner submitted that the issue involved and the reliefs prayed for by the petitioner have already been adjudicated in ***Amita Gupta Vs. State of Himachal Pradesh and Others***¹. Learned counsel further submitted that the petitioner would be content, if the case of the petitioner, is considered by the respondents, in light of the aforesaid judgment within a time-bound schedule. Learned counsel for the respondents has no objection to this prayer.

4. Having regard to above submissions, but without examining the merits of the matter, the instant petition is disposed of by directing the respondents to consider the case of the petitioner in light of the aforesaid judgment and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of copy of this order. The decision so arrived at, shall be communicated to the petitioner.

¹ CWP No. 7359 of 2021 decided on 01.12.2022.



Pending miscellaneous application(s), if any, also
to stand disposed of.

11th July, 2025
(Vritti)

Jyotsna Rewal Dua
Judge