



From

Additional Chief Secretary to Government Haryana,
Finance Department

To

The Advocate General, Haryana,
Chandigarh.

Memo No. 6/161/2019-4PR(FD)
Dated, Chandigarh, the

Subject:- CWP No. 11318 of 2019- Birbal Singh & ors. Vs. State of Haryana & ors. and connected cases.

<<<0>>>

Kindly refer to the Finance Department's earlier communication dated 09.12.2021 on subject noted above.

Vide ibid communication, it was informed that the CWP No. 11318 of 2019-Birbal Singh & ors. Vs. State of Haryana was heard on 08.11.2021 alongwith similar situated bunch of cases, wherein, Rule 10 of HCS (RP) Rules, 2008 is challenged to the extent that annual increments are denied to the retirees, who retire on the last date of June of any year. **The Hon'ble High Court vide interim orders dated 08.11.2021 admitted the said case(s) and further ordered to be listed after a period of one year, i.e. in January, 2023.**

The written statement in CWP No. 11318 of 2019 has already been submitted by the Finance Department in your office on 05.11.2021 with a request for onwards filing/submission to the Hon'ble Punjab & Haryana High Court.

However, many similar CWPs are being received in this department, **wherein, the petitioners are either challenging the Finance Department's instruction dated 25.11.2020 or relevant Rule of HCS (RP/ACP) Rules, 2008/2016 or both.**

Therefore, it is requested that **reply filed by the Finance Department in CWP No. 11318 of 2019- Birbal Singh & ors. Vs. State of Haryana may be considered in all the similar situated cases wherein, petitioner(s) are either challenging the Finance Department's instruction dated 25.11.2020 or relevant Rule of HCS (RP/ACP) Rules, 2008/2016 or both. Further, replies submitted in their office by the different departments, prepared on the same lines may also be vetted.** These cases may also be marked a particular Law Officer to defend such cases properly in the court of law in public interest.

Sd -

Chief Accounts Officer (PR)

for Additional Chief Secretary to Government Haryana,
Finance Department

Endst. No. 6/161/2019-4PR(FD)

Dated, Chandigarh, the 6.01.2022

A copy is forwarded to the following for information and taking further necessary action at their end:-

1. All the Administrative Secretaries in Haryana State.
2. All the Head of Department in Haryana State.
3. All the Divisional Commissioners/Deputy Commissioners in Haryana State.
4. All the SDO (Civil) in Haryana State
5. All the Registrar of Universities in Haryana State.

Uan

Chief Accounts Officer (PR)

for Additional Chief Secretary to Government Haryana,
Finance Department