



DAKSHIN HARYANA BIJLI VITRAN NIGAM  
Office of the General Manager/Administration,  
Block-B, Vidyut Sadan, Vidyut Nagar, Hisar-125 005  
☎-01662- 223439(O), (Fax) 01662-223108

Memo No.Ch- 192/GM/Admn./Gen-165

Dated: 31.12.2012

FAX-MESSAGE

To

1. All C.G.Ms. in DHBVN.
2. All G.Ms. in DHBVN.
3. The C.G.M. (Accounts)/(Audit)/(Finance)/(Finance & Accounts (MM), DHBVN, Hisar.
4. The Company Secretary, DHBVN, Hisar.
5. The Chief Communication Officer, DHBVN, Hisar.
6. The Secretary/CGRF, DHBVN, Hisar.
7. All D.G.Ms. including DGM(T&M)/(Monitoring)/Estate Officer-cum-D.G.M. (Civil) in DHBVN
8. The D.G.M. (HR-I/HR-II/HR/IR/Legal) in DHBVN.
9. All the Law Officers/Assistant Law Officers in DHBVN.
10. All Sr. Medical Officer/Medical officers in DHBVN.
11. The Sports Officer, DHBVN, Hisar camp at Gurgaon.
12. All Sectional Heads at H.Q. at Hisar.

**Subject: -** Regarding counting of work charge service towards granting additional increment on completion of 8/18 years of service as well as 10/20 of years of service for granting higher scale.

Enclosed please find herewith a Memo No. 165/LB-2(129) dated 04.12.2012 received from the Law Officer/HPU, Panchkula for information and strict compliance.

This issues with the approval of the GM/Admn., DHBVN, Hisar.

DA/As Above.

  
D.G.M. (Gen. Admn.)  
DHBVN, Hisar

CC:-

1. Sr. PS to the Chairman & Managing Director, DHBVN.
2. PS/PA to the Additional Managing Director, DHBVN, Hisar.
3. PS to the Director(OP)/(Projects), DHBVN, Hisar.
4. PA to the GM/Admn., DHBVN, Hisar.

for information please.

190/1

**HARYANA VIDYUT PRASARAN NIGAM LTD.**

(A Govt. of Haryana undertaking)  
O/o Legal Remembrancer  
Shakti Bhawan, Sector-6, Panchkula  
Phone: 0172-2560769, 2571841 Fax: 0172-2560769  
E-mail: lr@hvpn.gov.in

To

1. The C.E./Admn.,  
HVPN, Panchkula.
2. The C.E./Admn.,  
HPGCL, Panchkula.
3. The G.M./Admn.,  
UHBVN, Panchkula.
4. The CGM/Admn. & HR,  
DHBVN, Hisar.

17-12-12

CMD (OT)  
g  
A. Adm. M. (G.M) Admn.

No. 9.10.3 /SPS/CMD/DHBVN  
Date: 18/12/2012

Memo No. 165/LB-2 (129)  
Dated: 4/12/12

**Subject:**

**Regarding counting of work charge service towards granting additional increment on completion of 8/18 years of service as well as 10/20 of years of service for granting higher scale.**

150/ PA/Adm. 19-12-12

This is to bring to your notice that many petitions have been filed before the Hon'ble High Court with the prayer to count the work charge service towards pensionary benefits and also for counting the same towards additional increment on completion of 8/18 years of service as well as 10/20 of years of service for granting higher scale. These petitions are being contested on the ground that the benefit of work charge service is not admissible towards 8/18 and 10/20 years of service. Your attention is drawn to the judgment dated 31.10.2010 titled State of Haryana & Ors. Vs Ravinder Kumar & Ors passed in Civil appeal no.5740-5741 of 1997 passed by the Hon'ble Supreme Court of India wherein it was held that work charge service is counted towards 8/18 and 10/20 years of service for the purpose of higher scale. The operative part of the said judgment is reproduced as under:-

"We therefore see no justification is not counting their period for the purpose of giving additional increment on completion of 8 and 18 years of service as well as 10 and 20 years of service for getting higher scale as per the Govt. circular, which obviously are intended to avoid stagnation in a particular grade. In that view of the matter, we see no justification for our interference with the impugned order of the Punjab and Haryana High Court. These appeals and SLPs accordingly stand dismissed."

Legal  
T&M  
Civil  
Officer

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GM/Admn.

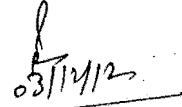
A3 Copy of judgment is also enclosed herewith for ready reference. It is further stated that in an identical matter the Hon'ble

Supreme Court vide order dated 01.9.2010 (copy enclosed) dismissed the SLP (civil) no.2323 of 2006 titled UHBVN Vs Ram Dia & Ors based upon the judgment enumerated herein.

In view of above, it is clear that the issue has been settled by the Apex court, therefore, it is advised that matter regarding granting of additional increment on completion of 8/18 years of service as well as 10/20 of years of service for granting higher scale be dealt with in terms of settled law. This may be brought to the notice of offices working under your control so as to avoid unnecessary litigation.

This issues with the approval of L.R.

DA: 2 nos. as above.

  
Law Officer,  
for L.R./HPU, Panchkula

CC:-

1. SPS to M.D., HPGCL/HVPNL, Panchkula.
2. SPS to CMD, UHBVN/DHBVN, Panchkula/Hisar.
3. The DGM/Legal, DHBVN, Hisar.
4. The Law Officer, DHBVN, Gurgaon.
5. The Nodal Officer, UHBVN, Panchkula.