IN THE HIGH COURT OF HIMACHAL PRADESH SHIMLA

CWP No. 19800 of 2026.
Decided on : 5th November, 2026

Shailender Nigam **...Petitioner.**

Versus

State of H.P. & Ors.

....**Respondents.**

Coram:

Ms. Justice Jyotsna Rewal Dua, Judge.

Whether approved for reporting?[1]

For the Petitioner: Mr. Hamender Singh Chandel, Advocate.

For the respondents: Ms. Menka Raj Chauhan, Deputy Advocate General.

Jyotsna Rewal Dua, Judge.

Notice. Ms. Menka Raj Chauhan, learned Deputy Advocate General appears and waives service of notice on behalf of the respondents.

2. Petitioner, at the age of 78 years, seeks applicability of ***Brig. L.S. Thakur (Retired) vs. vs. State of Himachal Pradesh & Anr.***[2] as affirmed by the Hon'ble Apex Court in ***State of Himachal Pradesh & Anr. vs.Brig. L.S. (Retired)***[3], to claim payment of emoluments in terms of Regulation 11-A of the Himachal Pradesh Public Service Commission (Conditions of Service) Regulations, 1973. It is seen from the record that the first ever

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[1] Whether reporters of the local papers may be allowed to see the judgment?
[2]LPA No. 155 of 2015, decided on 04.05.2016.
[3]Special Leave to Appeal (C) No. 23547 of 2016, decided on 16.12.2016.

High Court of H.P.

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representation preferred by the petitioner in that regard was on 26.08.2025, which, statedly, has not yet been responded to by the respondents/competent authority.

3. Without examining the merits of the matter and taking note of the grievance of the petitioner, the decisions relied upon and other relevant factors, it is deemed appropriate to dispose of this writ petition with direction to respondent No.1/competent authority to consider and decide the aforesaid representation of the petitioner in accordance with law, keeping in view the decisions relied upon by the petitioner, within 6 weeks. The decision so arrived at shall also be communicated to the petitioner.

The writ petition stands disposed of in the above terms, so also the pending miscellaneous application(s), if any.

Jyotsna Rewal Dua
Judge

5th November, 2026.
(jai)

High Court of H.P.

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