



HARYANA VIDYUT PRASARAN NIGAM LTD

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To

1. The CE/Admn. HVPNL, Panchkula.
2. The CE/Admn. UHBVN, Panchkula
3. The CE/HR & Admn. DHBVN, Hisar.
4. The CE/Admn. HPGCL, Panchkula.

Memo No.: 45/LB-2(8)

Dated: 17.12.2025

Subject: CWP No. 3138 of 2016 titled Randhir Singh Vs. State of Haryana & Ors.

Attention is drawn to judgment dated 08.09.2025 passed in subject cited writ petition by the Hon'ble High Court vide which the Hon'ble High Court dismissed the Writ petition. The operative part order dated 08.09.2025 is reproduced here under:-

I have heard learned counsel for the parties and perused the record of the case with their able assistance and it transpires that the controversy involved is with regard to the fixation of cut off date as 01.01.2006 for grant of benefits in terms of notification dated 25.08.2014. The present case is squarely covered by the judgment of Full Bench of this Court passed in CWP No.17310 of 2015 titled as 'Shamsher Singh and others Vs. State of Haryana and others', as such, the petitioner cannot claim the benefit of notification dated 25.08.2014. The petitioner(s) has retired prior to issuance of notification. The Full Bench has considered the issue and the operative part is reproduced as under:-

"...67. Keeping in view the factual aspects noticed hereinbefore coupled with the settled principle of law, it cannot be said that the prospective amendment to Part-II Rules, 2009 vide notification dated 25.08.2014 is without jurisdiction or is arbitrary or illegal or violates the Articles 14 and 16 of the Constitution of India.

68. The prayer of the petitioners that the retired employees and the serving employees be treated as homogeneous class cannot be accepted qua the grant of benefit of amended Rule 8(1-A) of Part-II Rules, 2009. The benefit extended to serving employees, who were in service as on the date of amendment of Part-II Rules, 2009 i.e. 25.08.2014 only, cannot be treated as arbitrary and illegal hence, the challenge to the validity of Notification dated 25.08.2014 amending Part-II Rules, 2009 prospectively, needs no interference at the hands of this Court.

69. Further, learned counsel for the petitioners press into operation the judgment of the Division Bench of this Court in State of Punjab and others Vs. A.P. Sharma and others, 2017 (1) SCT 322. The said judgment cannot be made applicable in the facts and circumstances of the present case. Here, the petitioners who are retired employees, are claiming the benefit as extended to the serving employees whereas, the facts in A.P. Sharma and others (supra) were

with regard to the revision of the pay scale retrospectively. As the facts of both the cases are different, the benefit of the judgment in A.P. Sharma and others (supra) cannot be extended to the petitioners so as to claim that the amendment dated 25.08.2014 should be retrospectively made applicable to all the retired employees irrespective of the date of their retirement.

70. Therefore, the challenge to the amendment to Part-II Rules, 2009 dated 25.08.2014 so as to operate upon all the retirees of the State of Haryana cannot be accepted and is accordingly rejected..."

6. In view of the discussion above and the present writ petitions are hereby dismissed in view of the judgment rendered by the Full Bench of this Court in Shamsher Singh and others (supra).

7. A photo copy of this order be placed on the file of connected cases.

It is an important judgment on the issue that any amendment to pension rules made by competent authority with a prospective effect from a given date, cannot be made to apply retrospectively to the retired personnel on such date.

It is therefore requested to circulate the judgment amongst the subordinate under your control for dismissal of ongoing similar cases if any placing reliance on the judgment dated 08.09.2025 passed by Hon'ble High Court. It is also requested to direct the concerned SE/IT to host the judgment dated 08.09.2025 on the website of concerned Power Utility. A complete copy of judgment dated 08.09.2025 is enclosed herewith for ready reference.

DA/As above



Law Researcher,
For LR, HPU, Panchkula.

CC:

1. The S.E./XEN/IT, UHBVN, HVPNL, HPGCL, DHBVN, Panchkula/Hisar are requested to upload the judgment dated 08.09.2025 on the website of their utility.
2. The Joint Secy./Legal, HVPNL, Panchkula.
3. The Under Secy./Legal, HVPNL, Panchkula.
4. Dy. District Attorney-I, HVPNL, Panchkula.
5. Dy. District Attorney-II, HVPNL, Panchkula
6. Sh. Aman Dhiman, Legal Consultant, UHBVN, Panchkula.
7. Legal Consultant, HVPNL, Panchkula.
8. Legal Consultant, HPGCL, Panchkula
9. Law Officer, HVPNL, Panchkula.
10. Law Officer, DHBVNL, Panchkula.
11. Law Officer, UHBVNL, Panchkula
12. Legal Officer, UHBVN, Panchkula.
13. ALO-1 UHBVN, Panchkula.
14. ALO-2, UHBVN, Panchkula.
15. ALO-3, UHBVN, Panchkula.
16. ALO, DHBVN, Panchkula.
17. ALO, HVPNL, Panchkula.