

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of decision: 10.02.2015

COCN No. 2161 of 2014

Darshan Singh

-----Petitioners

Versus

Mohinder Singh Brar

-----Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

Present: Mr. V.K. Shukla, Advocate for the petitioner.

Mr. Kamaldeep Singh Sidhu, Addl. A.G., Punjab

HARINDER SINGH SIDHU, J. (ORAL)

In the instant COCP, violation of order dated 07.04.2014 passed in CWP No. 6761 of 2014 has been complained of. In the CWP prayer was to issue direction to the respondents to reconstruct his service book and count his work-charge/ daily wages service for fixation of pensionary benefits. The petition was disposed of with a direction to respondent No. 2 to dispose of the representation / notice of demand making the above claims within a period of three months from the date of receipt of copy of this order.

Affidavit of Mr. Mohinder Singh Brar, Deputy Chief Engineer (In-charge of Circle), Punjab State Power Corporation Limited, Faridkot has been filed. It has been stated in the said affidavit that the petitioner has served with the Corporation w.e.f. 01.01.1979 to 11.05.1989 as daily wage employee and as work

from service on attaining the age of superannuation on 31.01.2014. The service of the petitioner w.e.f. 12.05.1989 to 25.10.1994 as work charge employee has been counted for pension and pensionary benefits. The service of the petitioner w.e.f. 01.01.1979 to 11.05.1989 as daily wage employee has not been counted for pension and pensionary benefit in terms of circular dated 16.03.2007.

It is further stated that the legal notice has been disposed of on 16.01.2015 and the retiral benefits as mentioned in para No. 3 and 4 of affidavit/reply have been disbursed to him.

Learned counsel for the petitioner contends that he has not received reply to the legal notice whereby the claim of the petitioner w.e.f. 01.01.1979 to 11.05.1989 for the purpose of pension and pensionary benefit has been declined.

Learned counsel for the respondent states that the reply to the legal notice would be sent through mail to the petitioner. He further states that as the representation/legal notice of the petitioner has been decided, the order of this Court has been complied with.

In view of the above, the present petition is disposed of as infructuous.

However, if the petitioner has any grievance based on the reply/decision on the legal notice, he may take appropriate remedy in accordance with law.

10.02.2015

Atul

(HARINDER SINGH SIDHU)
JUDGE