

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

**CWP No. 14507 of 2013.
Date of Decision : 16.02.2015.**

Ram Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Divay Sarup, Advocate for the petitioner.

Mr. D.S. Nalwa, Additional Advocate General, Haryana.

Mr. Navneet Singh, Advocate for Respondent No. 3.

Tejinder Singh Dhindsa, J.(Oral)

The petitioner had filed the instant writ petition raising a prayer for counting of his previous service rendered in Govt. Aided Jat Senior Secondary School, Jind, prior to joining Govt. service for purpose of pension and other retiral benefits. The precise prayer raised in the petition was for counting of service from 01.12.1977 to 31.03.1981 and from 01.09.1982 to 31.8.1983.

During the course of arguments, it has gone uncontroverted that an order dated 22.01.2015 was passed by the Director-cum-Special Secretary to Government Haryana, Secondary Education Department, Panchkula, whereby the claim of the petitioner has been re-considered and he has been found entitled for the benefit of aided school service towards grant of pensionary benefits for the service rendered from 01.12.1977 to 31.07.1978 and from 01.05.1979 to 31.03.1981.

Learned State counsel has filed in Court today a short written statement on behalf of respondents No. 1 and 2 and the same

is taken on record. Copy has been supplied to the counsel for the petitioner. In para 3 of such reply, it has further been stated that the petitioner has also been held entitled for benefit of aided school service w.e.f. 01.04.1981 to 08.01.1988 towards grant of pensionary benefits.

Even though, the claim of the petitioner virtually stands conceded but for some strange reason, the period from 01.08.1978 to 31.04.1979 stands excluded while granting benefit of previous service.

Accordingly, the instant writ petition is disposed of with a direction to respondent authorities/competent authority to even consider the period of service rendered by the petitioner i.e. from 01.08.1978 to 31.04.1979 towards qualifying service for grant of pensionary benefits subject to the rider that the necessary contribution towards CPF already stands deposited by the petitioner.

Let a decision on such limited period of service as noticed here-in-above be taken within a period of six weeks from the date of receipt of a certified copy of this order.

Petition allowed in the aforesaid terms.

February 16, 2015.
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(TEJINDER SINGH DHINDSA)
JUDGE