

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

CWP No. 6493 of 2012 (O&M)

Date of decision: 28.07.2015

Ram Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Arvind, Advocate for
Mr. S.K. Bhardwaj, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Jitendra Chauhan, J. (Oral)

By way of the instant writ petition, under Articles 226/227 of the Constitution of India, the petitioner seeks issuance of directions to respondent No.3 to grant the benefit of 3rd ACP and grade pay of Rs.4000/- on account of completion of 30 years of regular service on 01.08.2009, after counting the service rendered by the petitioner in HSMITC as per instructions (Annexure P-3) and to revise the pension/retiral benefits as per the revised grade along with all consequential benefits.

The learned counsel for the petitioners states that the case of the petitioner is squarely covered by judgment of this Court rendered in CWP No. 14121 of 2007, decided on 18.02.2009, titled

as **Ishwar Singh** Vs. **State of Haryana and others** (Annexure P-4).

The learned State counsel is unable to controvert the assertion raised by the learned counsel for the petitioner.

Heard.

The petitioner was appointed on the post of Patwari on 04.07.1979 with erstwhile Haryana State Minor Irrigation and Tubewell Corporation (for short “HSMITC”) and rendered his service till 18.01.1990. Thereafter, on winding up of the HSMITC, the services of the petitioner were absorbed in respondent-Department and he joined as revenue Patwari. The petitioner retired on 31.03.2010.

Keeping in view the above position, the present petition is allowed in terms of **Ishwar Singh's** case (supra). The respondents are directed to consider and release the full retiral benefits in favour of the petitioner, within a period of four months from the date of receipt of a certified copy of this order.

28.07.2015

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(JITENDRA CHAUHAN)
JUDGE