

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

CWP-26702-2015

Date of Decision: 21.12.2015

Bharat Singh

---Petitioner

Vs.

State of Haryana and others

-----Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: Mr. Shalender Mohan, Advocate
for the petitioner.

HARINDER SINGH SIDHU, J.

The petitioner was initially appointed as Shift Attendant on 16.04.1981. He has earned various promotions and ultimately vide order dated 24.01.2012, he was promoted to the post of JE. It is the case of the petitioner that at the time of recruitment, he had inadvertently relied on his matriculation certificate in which his date of birth was mentioned as 01.01.1958. However, as per the birth certificate issued by the Registrar, Births and Deaths his date of birth is 19.07.1960.

The petitioner had been representing to the respondents to change his date of birth in service record as per the certificate issued by the Registrar Births and Deaths. However, no action was taken. The respondents issued NDC on 10.06.2015 and only then the petitioner has realized that he would be retired on 31.12.2015.

The petitioner states that if the certificate issued by the Registrar is to be relied on, he would superannuate on 31.07.2018.

As no decision on the claim of the petitioner including legal notice dated 30.11.2015 has been taken, learned counsel for the petitioner limits his prayer to seek a direction to respondents to decide his legal notice dated 30.11.2015 (Annexure P-8).

Without commenting on the merits of the case, this writ petition is disposed of with a direction to respondent No.4 to take a decision on the claim of the petitioner as contained in his legal notice dated 30.11.2015 (Annexure P-8) in accordance with law expeditiously, preferably within a period of three months from the date of receipt of certified copy of this order.

21.12.2015
Atul

(Harinder Singh Sidhu)
Judge