

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4175-2016 (O&M)
Date of decision: 22.12.2016

Chanda Singh

.....Petitioner

versus

The Managing Director and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Yogesh Chaudhary, Advocate for the petitioner
Mr.Suvir Sehgal, Advocate and
Mr.Daman Dhir, Advocate for the respondent No.1 to 3

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Petitioner was appointed on daily wages w.e.f. 1.12.1979 in HSEB later on converted to HBVNL. Later on he was made work charge. Subsequently, his services were regularized as work T/Mate w.e.f. 7.11.1989. The petitioner was later on promoted as ALM and then lineman and retired as such on 31.10.2013. The claim of the petitioner is that his service rendered on daily wages and work charge basis followed by regularization should be counted towards grant of pensionary benefits. It is stated that one Jeet Singh similarly situated employee approached this Court by filing CWP No.20888 of 2013, decided on 19.9.2013, wherein same benefit was allowed to him.

After hearing counsel for the both the parties, I am of the view that in view of the settled position of law that the daily wages service or work charge service followed by regularization of service are to be computed

towards qualifying service for grant of pension, the respondents are directed to count the service period of the petitioner rendered as daily wages and work charge service followed by regularization as qualifying service for grant of pension.

The writ petition is accordingly allowed.

22.12.2016

gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:

Yes

Whether Reportable:

No