

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.9577 of 2016
Decided on : 17.05.2016

Roshan Singh

... Petitioner

Versus

Punjab State Power Corporation Ltd. & others ... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

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

G.S. Sandhawalia , J. (Oral)

Petitioner seeks counting of work-charge service w.e.f. 01.04.1988 to 22.08.1997, followed by regular service, for the purposes of pensionary benefits.

The pleaded case of the petitioner is that he entered into service as Work-Charge T-Mate with the respondent-Department on 01.04.1988 and his services were subsequently regularized as Assistant Lineman w.e.f. 23.08.1997. It is the case of the petitioner that he is due to retire on 30.06.2016 and therefore, his retiral benefits be worked out, after counting the above-said period. He had made a request to the said effect on 27.04.2016 (Annexure P1) for the said relief, which was forwarded by the Assistant Executive Engineer (North Division), Moga to the Assistant Executive Engineer, Sub-Division Charick, where the petitioner had rendered the said work-charge service. Thereafter, the petitioner had served demand notice dated 29.04.2016 (Annexure P5), by placing reliance upon the judgment of the Division Bench in **Kesar Chand Vs. State of Punjab & others 1988 (5) SLR 27.**

Counsel submits that the petitioner would be satisfied if the demand notice dated 29.04.2016 (Annexure P5) is decided within a fixed time-frame, so that his retiral benefits are calculated, accordingly and be paid to him.

Notice of motion.

Mr.Avinit Avasthi, AAG, Punjab accepts notice on behalf of the respondents. Copy of the paperbook has been supplied to him.

Keeping in view the limited relief sought, this Court does not feel it necessary to ask the respondents to file reply.

Accordingly, without commenting upon the merits of the case and the entitlement of the petitioner, the present writ petition is disposed of, with a direction to respondent No.2, to take action on the said demand notice dated 29.04.2016 (Annexure P5), expeditiously since the petitioner is to retire on 30.06.2016, so that the necessary effect is given, before the said date. In case the relief is to be denied, a speaking order be passed and the same be conveyed to the petitioner.

MAY 17, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE