

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

**Civil Writ Petition No.16696 of 2017
Decided on : 31.07.2017**

Krishan Chander and others

... Petitioners

Versus

State of Haryana and others

... Respondents

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

Present : Mr. Sunil Kumar Bhardwaj, Advocate
for the petitioners.

G.S. Sandhawalia, J. (Oral)

The petitioners seek the benefit of the past service rendered by them with the Haryana State Minor Irrigation & Tubewell Corporation, Haryana (HSMITC) from the date of their initial appointment and till the abolition of the said Corporation i.e. 30.06.2002, towards pay/pension/retiral benefits. The relief is claimed on the basis of orders passed in **CWP-26716-2014 'Nathu Singh Vs. State of Haryana and others'** on 27.09.2016 (Annexure P-5).

It is the case of the petitioners that they had been appointed as Class-IV employees between 1980-1985, details of which are mentioned in Annexure P-3 and worked from then till 2002 and were thereafter retrenched. They were subsequently absorbed as Class-IV employees in Department of Health in 2006.

Notice of motion.

Ms. Shruti Jain Goyal, AAG, Haryana accepts notice on behalf of the respondents. Copy of the paper-book has been supplied.

Counsel submits that he would be satisfied at this stage, since no action has been taken on the representation dated 12.03.2017 (Annexure P-4), if respondent No.3 takes a decision on the said representation.

Without commenting upon the merits of the case and the entitlement of the petitioners as to whether the petitioners are entitled for the said benefits and keeping in mind the matter is still pending for consideration of the present petitioners, the present writ petition is disposed of with the direction to respondent No.3 to take a decision on the said representation. Respondent No.3 shall decide the claim raised in the representation dated 12.03.2017 (Annexure P-4) within a period of 3 months from the receipt of the certified copy of this order, keeping in mind the order passed in **Nathu Singh's** case.

Needless to say that, in case, the relief is to be denied, then a speaking order be passed and be conveyed to the petitioners.

JULY 31, 2017

Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No