

CWP No. 21093 of 2017

DECIDED ON: SEPTEMBER 18, 2017

SUKHDEV SINGH

.....PETITIONER

VERSUS

PSPCL AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Aditya Dassaur, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought the issuance of writ in the nature of mandamus directing the respondents to grant him all the pensionary benefits for the period of work charge service rendered by him along-with interest.

2. Learned counsel for the petitioner submits that petitioner made a request for counting his service rendered on work charge basis towards pensionary benefits in accordance with service rules and regulations and after considering his case, he (petitioner) was asked to deposit a sum of 83,217/- vide memo No. 4880, dated July 04, 2012 issued by Additional Superintendent Engineer, West Division, Amritsar to Assistant Officiating Engineer, West Division, Amrtisar. Accordingly, necessary deposit was made vide receipt (Annexure P-5) but till date no conscious decision has been taken.

3. Instant petition is disposed of with a direction to respondent No.3 to consider the case of the petitioner in view of service rules and regulations and instructions issued by the Government from time to time and take a conscious decision in the matter within a period of two months from the date of certified copy of this order. In case respondent No.3 comes to the conclusion that petitioner is entitled to the relief(s) claimed by him, to release the same within next one month. However, the matter with regard to grant of interest on delayed payment be also considered in view of observations made by Full Bench of this Court in case captioned as **“A.S. Randhawa vs. State of Punjab and others; 1997 (3) SCT 468** and in CWP No. 8772 of 2015 titled as **Charan Dass vs. State of Punjab & others;** decided on July 11, 2017. However, if the petitioner still feels aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

SEPTEMBER 18, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes/No***

Whether reportable ***Yes/No***