

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.21541 of 2017

Date of Decision: September 21, 2017

Ramesh Chand Garg and another ...Petitioners

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Balraj Singh, Advocate, for the petitioners.

Amol Rattan Singh, J. (Oral)

Learned counsel for the petitioners submits that despite the petitioners being willing to forego the employers' share of the contributory provident fund, as made for them by the Haryana State Minor Irrigation and Tubewell Corporation (HSMITC), while they were working there, in terms of Clause 7 of the instructions of the Finance Department, dated 07.01.2002 (Annexure P-8), they have not been given the benefits of their past service, for the purpose of pension, in their present organization, i.e. the Department of Public Health.

In respect of their grievance, the petitioners are stated to have made a representation to the Engineer-in-Chief, i.e. respondent no.2, a copy of which has been annexed as Annexure P-18 with the petition; however, no decision is stated to have been taken so far.

Consequently, this petition is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid representation of the petitioners by passing a speaking order as

regards the claim of the petitioners, within a period of 3 months from the date of receipt of a certified copy of this order, obviously keeping in mind the Haryana Government instructions dated 07.01.2002 and law settled on the issue.

September 21, 2017
vcgarg

(Amol Rattan Singh)
Judge
Whether speaking/reasoned: Yes
Whether reportable: no