

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

**CWP-27259-2017 (O&M)
Date of Decision: 30.11.2017**

Gopal Krishan

--Petitioner

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. S.K. Rattan, Advocate for the petitioner.

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TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner is currently serving as Science Master under the Punjab State Education Department.

Claim in the instant petition is for counting of his past regular service under the Punjab Fisheries Department w.e.f. 19.11.1993 to 10.02.1997 i.e. 3 years, 2 months and 22 days for grant of pensionary and other admissible retiral benefits.

Counsel concedes that the petitioner would otherwise superannuate in the year 2022.

There is already a Memo dated 28.07.2017 issued from the office of respondent No.1 i.e. the Secretary, Department of Education, State of Punjab to the Director, Public Instructions (S.E.), Punjab as regards deciding a legal notice that had been got served by the petitioner on the same very claim. The same very directions have been reiterated vide Memo dated 14.08.2017 at Annexure P-6.

Having heard counsel for the petitioner, this Court is of the

considered view that the claim of the petitioner would not require consideration on merits at this stage since the date of retirement of the petitioner is still 5 years hence.

Writ petition is, accordingly, disposed of.

Suffice it to observe that it would be open for the petitioner to approach this Court at the appropriate stage in case any decision is taken by the respondent/authorities towards not counting his past regular service rendered under the Punjab Fisheries Department towards grant of pensionary benefits.

30.11.2017*harjeet***(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |