

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

Sr. No.124

Civil Writ Petition No.28075 of 2017
DECIDED ON: December 11, 2017

JATTI RAM

..PETITIONER

VERSUS

**PEPSU ROAD TRANSPORT CORPORATION, NABHA ROAD,
PATIALA**

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vikas Chatrath, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ especially in the nature of Mandamus directing the respondents to count qualifying service for the purposes of revised pensionary benefits w.e.f. date of his joining the Corporation instead of date of contribution to Provident Fund while extending the benefit of the law laid down in *CWP No.8285 of 2004, Ved Parkash vs. State of Punjab & ors. decided on September 16, 2010* (P-2) wherein *LPA No.207 of 2011, P.R.T.C. Vs. Ved Parkash & anr.* was dismissed on February 03, 2011 (P-3) wherein S.L.P.

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filed by P.R.T.C. was dismissed on January 12, 2012 and also in view of judgment rendered in *CWP No.4453 of 2012, Gurdial Singh & ors. vs. P.R.T.C. & anr. decided on March 12, 2012 (P-4)*, which stands implemented vide affidavit dated February 04, 2013 (P-5) along with interest on delayed payments @ 18% per annum.

2. Learned counsel for the petitioner contends that though a legal notice was made to the respondent on July 04, 2017 (P-6) but till date neither any reply to the said legal notice has been received nor any final order has been passed by the concerned Department. However, learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent to decide the aforesaid legal notice within some specified period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent to look into the grievances unfolded by the petitioner in his legal notice dated July 04, 2017 (P-6) and to take a conscious decision by passing a speaking order in the light of the aforesaid judgments mentioned in para no.1 of this order, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

December 11, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**