

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

**CWP No.4966 of 2017
DECIDED ON: SEPTEMBER 11, 2017**

RAM GOPAL

.....PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Naveen Daryal, Advocate,
for the petitioner.

Mr. Saurabh Girdhar, AAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of instant civil writ petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to count the previous service of the petitioner under H.S.M.I.T.C. w.e.f. 01.03.1981 to 04.10.2001 as a qualifying service for all intents and purposes except seniority and further to release the retiral benefits i.e. Gratuity, pension, leave encashment, GIS & GPF etc. along with all consequential benefits with interest @ 18% per annum from the date of retirement till the date of actual payment on delayed payment.

2. Learned counsel for the petitioner contends that though a legal notice dated 03.11.2016 (Annexure P-4) was duly served upon the respondents

but neither any reply to the aforesaid legal notice has been received nor any conscious decision has been taken thereon.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent(s) to decide legal notice dated 03.11.2016 (Annexure P-4) in a time bound manner.

4. Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in his legal notice dated 03.11.2016 (Annexure P-4) and decide the same under the Rules, Instructions and Regulations as well as considering CWP No.24340 of 2016, captioned as ***“Om Parkash and another vs. State of Haryana and others”*** decided on March 24, 2017 and CWP No.17438 of 2017, titled as ***“Balkar Singh v. State of Haryana and others”***, decided on 08.08.2017 as well as all retiral benefits within a period of three months from the date of receipt of certified copy of this order.

5. However, in case, petitioner still feels aggrieved of the order passed by concerned authority, he shall be at liberty to approach this Court.

SEPTEMBER 11, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***