

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

**CIVIL WRIT PETITION NO.719 OF 2017  
DATE OF DECISION: JANUARY 18, 2017**

**Jagdish Chand**

.....Petitioner

**VERSUS**

**U.H.B.V.N. Ltd. and others**

....Respondents

**CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH**

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

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**AUGUSTINE GEORGE MASIH, J. (ORAL)**

Petitioner has approached this Court, claiming counting of his daily wage service for the purpose of qualifying service for the period from 01.01.1980 to 12.04.1993. He contends that his services, after his initial appointment on 01.01.1980, were regularized on 12.04.1993. He continued in service and retired on 31.05.2016. While granting the pensionary benefits, the period prior to the date of his regularization i.e. 12.04.1993, has not been taken into consideration. Claim of the petitioner is stated to be covered by the instructions of the Government of Haryana dated 17.06.2010 (Annexure P-5). Claiming the said benefit, the petitioner has served a legal notice dated 29.09.2016 (Annexure P-7) upon respondent Nos.2 and 3, which till date has not been considered and decided.

Counsel contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Chief Engineer/Operation Circle,

Uttar Haryana Bijli Vitran Nigam Limited, Sector 5, Panchkula and Execution Engineer, City Division, Uttar Haryana Bijli Vitran Nigam Limited, Sector 12, District Karnal, respondent Nos.2 and 3 respectively, to consider and decide the legal notice dated 29.09.2016 (Annexure P-7) within some specified time.

In view of the statement made by the counsel for the petitioner, without going into the merits of the case or commenting thereon, the present writ petition is disposed of with directions to the Chief Engineer/Operation Circle, Uttar Haryana Bijli Vitran Nigam Limited, Sector 5, Panchkula and Execution Engineer, City Division, Uttar Haryana Bijli Vitran Nigam Limited, Sector 12, District Karnal, respondent Nos.2 and 3 respectively, to consider and decide the legal notice of the petitioner dated 29.09.2016 (Annexure P-7), within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioner is accepted, the consequential benefits, if any, be released to him in accordance with law within a further period of one month. In case the claim of the petitioner is not to be accepted, a well reasoned and speaking order be passed and conveyed to the petitioner forthwith.

**January 18, 2017**  
**khurmi**

**( AUGUSTINE GEORGE MASIH )**  
**JUDGE**

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|----------------------------|--------|
| Whether speaking/reasoned: | Yes/No |
| Whether Reportable:        | Yes/No |