

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

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Civil Writ Petition No.7723 of 2017

Date of Decision: May 18th, 2017

Krishan Lal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Pawan Kumar Goklaney, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of learned counsel for the petitioner that in pursuance to an advertisement issued by the Municipal Council, Fazilka, (Annexure P-1), petitioner participated in the interview and was selected to the post of driver on contract basis on 31.03.2010 (Annexure P-2). Since the said date, the petitioner is continuing as such. The work and conduct of the petitioner has been found to be satisfactory and, therefore, his contract has been extended from time to time. By Notification dated 24.12.2016, The Punjab *Ad hoc*, Contractual, Daily Wage, Temporary, Work Charged and Outsourced Employees' Welfare Act, 2016, stands notified, according to which the claim of the petitioner is covered as he has completed more than three years as provided for under Section 3 of the said Act. Putting forth his claim, petitioner has served a notice through counsel dated 07.02.2017 (Annexure P-14) upon the respondents but till date no response has been received.

Counsel for the petitioner submits that the petitioner, at this stage, would be satisfied if a direction is issued to respondents 2 and 3 to consider and decide the claim of the petitioner within

some specified time.

In view of the above, without going into the merits of the case and commenting thereon, the present petition stands disposed of with a direction to the Director, Department of Local Self Government, Punjab-respondent No.2 and Executive Officer, Municipal Council, Fazilka-respondent No.3, to consider and decide the legal notice dated 07.02.2017 (Annexure P-14) within a period of three months from the date of receipt of certified copy of this order.

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.

May 18th, 2017
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No