

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 14393 OF 2006
DECIDED ON: JULY 25, 2018

TEJA SINGH

.....PETITIONER

VERSUS

SECRETARY, DEPT. OF FISHERY,
GOVT. OF PUNJAB, CHANDIGARH
AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. G.L. Bajaj, Advocate,
for the petitioner.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

JASPAL SINGH, J.(Oral)

By virtue of instant 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 grant pension and other service benefits on account of his retirement after counting the period of service of 89 days rendered by him w.e.f. 23.07.1984 to 07.05.1992 towards his regular service for the purpose of pension etc. and to pay the arrears along with interest.

2. At the very outset of the arguments, it has emerged that petitioner is getting the pension from Fishery Department but without counting the period of service of 89 days rendered by him during the period 23.07.1984 to 07.05.1992.

3. As per the contention of learned State counsel, petitioner rendered

the service for the aforesaid period of 89 days with Fish Farmers Agency, Sangrur, whereas, as per the claim of petitioner, he served the Fishery Department for the aforesaid period.

4. It has further emerged during the arguments that a representation/request was moved by the petitioner for counting the period of service of 89 days rendered by him w.e.f. 23.07.1984 to 07.05.1992 towards pensionary benefits, which is still under consideration and no final decision has been taken so far by the respondents.

5. Learned counsel for the petitioner submits that petitioner feels satisfied in case direction is issued to respondents to pass a speaking order after considering his request which is already pending before the respondents.

6. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, instant petition is disposed of with the direction to the respondents to consider the claim of petitioner setup by him in representation/request, which is still pending disposal with the respondents, within a period of two months from the date of receipt of certified copy of this order. In case, the petitioner still feels aggrieved against any of the order(s) passed by the concerned authority, he shall be at liberty to have recourse to the remedies available under law including to approach this Court.

JULY 25, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***
Whether reportable ***Yes/No***