

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.16105 OF 2015
DECIDED ON: APRIL 23, 2018

GOPAL KRISHAN

.....PETITIONER

VERSUS

STATE OF HARYANA AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Munish Mittal, Advocate,
for the petitioner.

Mr. C.S. Bakshi, Additional Advocate General, Haryana.

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 especially in the nature of mandamus directing the respondents to consider the case of the petitioner for grant of pension and other benefits by counting his adhoc service prior to regularization w.e.f. 29.01.1987 to 12.05.1998.

2. Short reply by way of affidavit of Mr. Dharamvir Kadian, District Elementary Education Officer, Panipat on behalf of respondents No.1 to 3 has been filed by learned State counsel, the same is taken on record.

3. A glance at the aforesaid reply reveals that as per letter No.892, dated 16.04.2018 (Annexure R-5), the revised pension case of the petitioner has been sent to the Accountant General Haryana, that too, after observing that the

service rendered by petitioner for the period 19.01.1987 to 22.04.1988 is countable for pensionary benefits. The main controversy with regard to counting his service is over and now, the final action is to be taken by the office of Accountant General Haryana with regard to issuance of revised pension. As such, in the given circumstances, it would not be desirable to keep the matter pending and it can be disposed of.

4. Accordingly, instant petition is disposed of with the direction to the Accountant General, Haryana to consider and take a final decision into the matter. Needful be done within a period of 3 months from the date of receipt of certified copy of this order.

5. In case of non-compliance of aforesaid order, the petitioner shall be at liberty to approach this Court.

APRIL 23, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>Yes/No</i>