

CWP No.11853 of 2018
DECIDED ON: MAY 11, 2018

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....PETITIONER

VERSUS

STATE OF PUNJAB AND ANR

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Alka Chatrath, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of mandamus directing the respondents to count the service rendered by him in S.S.D. Senior Secondary School, Bathinda from 01.12.1967 to 31.07.1971 and in M.H.R. Senior Secondary School, Bathinda from 21.08.1972 to 17.06.1974 against regular sanctioned Aided post before joining as Maths Master in Government High School, Tung Wali (Bathinda) as the qualifying service for the purpose of revision pension as per the judgment rendered by this Court in CWP No. 14238 of 1991, titled “Sukhdev Singh vs. State of Punjab & others;” decided on 10.03.2010 (P-7) and to grant him the revised pensionary benefits after counting his service in the afore-said aided schools.

2. Learned counsel for the petitioner has contended that though a

legal notice dated 02.02.2018 was duly served upon the respondents but despite the fact that a period of more than one month has expired, neither any response has been received nor any conscious decision has been taken by the authorities. She further submits that petitioner feels satisfied in case a direction is issued to respondents to decide the afore-said legal notice dated 02.02.2018 (P-8) within some stipulated period.

3. In view of submission made by learned counsel for the petitioner but without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in the afore-said legal notice dated 02.02.2018 (P-8) and to take a conscious decision in accordance with law, rules and regulations as well as instructions issued by the Government from time to time, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feels aggrieved by any of the order(s) passed by the aforesaid authority, he shall be at liberty to have recourse to other remedies available to him under law including to approach this Court.

May 11, 2018
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(JASPAL SINGH)
JUDGE

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