

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.159

Civil Writ Petition No.15122 of 2018
DECIDED ON: June 01, 2018

RATTAN KUMAR PASSI

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr.Vikas Chatrath, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of mandamus directing the respondents to count previous service rendered by petitioner w.e.f. 21.03.1983 to 25.08.1988 with respondent No.3 as qualifying service for purposes of revised pension and pensionary benefits etc. alongwith all consequential benefits in view of Punjab Civil Services Rules, instructions as well as law laid down especially in CWP No.8094 of 2011, Man Singh Vs. State of Haryana and others, decided on 22.09.2016 (Annexure P-3), P.S.E.B Vs. Narata Singh and others, 2010 (2) J.T. 434 (SC) and CWP No.8398 of 2011, Ishwar Singh Vs. State of Haryana and others, decided on 03.09.2015 upheld by Division Bench in LPA No.270 of 2018, State of Haryana and others Vs. Ishwar Singh, decided on 23.02.2016.

2. Learned counsel for the petitioner contends that though a legal notice was made to respondent No.2 on February 24, 2018 (Annexure P-7)

but till date neither any reply to the said legal notice has been received nor any final order has been passed by the concerned Department.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent No.2 to decide his legal notice dated February 24, 2018 (Annexure P-7) within some specified period.

4. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioner in his legal notice dated February 24, 2018 (Annexure P-2) and to take a conscious decision by passing a speaking order as per rules and 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.

5. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

01.06.2018

Anjal

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No