

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

Sr. No.133

Civil Writ Petition No.15550 of 2018
DECIDED ON: July 02, 2018

BALDEV RAJ

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rahul Jaswal, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ especially in the nature of Mandamus directing the respondents to count his service from 06.05.1991 to 05.05.1993, rendered by him in privately managed aided school along with regular service in Government School for calculating pension and other pensionary benefits and to refix his pension as well as other pensionary benefits, being the case of the petitioner is securely covered by the judgment rendered by this Court in CWP No.14238 of 1991, titled as *Sukhdev Singh & ors. vs. State of Punjab & ors.*, decided on 10.03.2010 with further to release the arrear of pension and other pensionary benefits along with interest @ 18% p.a.

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2. Learned counsel for the petitioner contends that petitioner stood retired on 30.11.2017 after attaining the age of superannuation while posted at Govt. High School, Munak Kalan, Hoshiarpur. Prior to that he was served as J.B.T. Teacher in a privately managed Govt. aided school namely G.G.S. Khalsa Senior Secondary School, Lakhinder, District Hoshiarpur from 06.05.1991 to 05.05.1993. Petitioner made a request vide representation dated 25.02.2018 (P-4) to count his previous service rendered in G.G.S. Khalsa Senior Secondary School, Lakhinder, District Hoshiarpur from 06.05.1991 to 05.05.1993 but till date no conscious decision has been taken by the respondent No.2-Director Public Instructions (SE), SAS Nagar, Mohali (Punjab).

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2 to consider his case and to take a conscious decision by passing a speaking order, 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 orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

July 02, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**