

CWP No. 21147 of 2018
DECIDED ON: SEPTEMBER 19, 2018

RAMESHWAR DASS AND ORS

.....PETITIONERS

VERSUS

U.H.B.V.N. LTD AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioners have sought for the issuance of a writ in the nature of mandamus directing the respondents to consider their case for the grant of pension and other benefits by counting their daily wage/work charge period prior to regularization.

2. Learned counsel for the petitioners has submitted that the case of the petitioners is squarely covered under the guidelines laid down by the Full Bench of this Court in the case of **Kesar Chand vs. State of Punjab; AIR 1988 (Punjab) 265** and also the judgment of Division Bench of this Court in the case of **Ram Dia and others vs. Uttar Haryana Bijli Vitran Nigam,** (Annexures P-3 and P-4). At this juncture, learned counsel for the petitioners submitted that

petitioners would be satisfied in case a direction is issued to respondents to decide their claim made by them in their legal notices dated 16.01.2017 and 25.05.2018 (Annexures P-1 and P-2) got served by them, in a time bound manner.

3. 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 petitioners in the legal notices dated 16.01.2017 & 25.05.2018 (Annexures P-1 and P-2) and to take a conscious decision in accordance with law, rules and regulations and also keeping in view the judgments mentioned in para 2 of this order, within a period of three months from the date of receipt of certified copy of this order. In case, petitioners still feel aggrieved by any inaction of the respondents, they shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

SEPTEMBER 19, 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>