

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

Sr. No.122

Civil Writ Petition No.22461 of 2018
DECIDED ON: September 05, 2018

VARINDER KUMAR

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.K. Arora, 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 an issuance of a writ in the nature of Mandamus directing the respondents to count the ad hoc service rendered on 89 days basis towards qualifying service to grant pension and voluntary retirement and also to treat his resignation as deemed voluntary retirement w.e.f. 22.08.2013 because he had completed qualifying service of more than 20 years by counting his ad hoc and Aided School service in terms of decision taken by the respondent No.2 dated 14.03.2017 (P-8) as well as to release his all due retirement benefits for the service actually rendered by his together with interest.

2. Learned counsel for the petitioner contends that though a representation was made to the respondent No.2 on 05.04.2017 (P-9) but till date neither any reply to the said representation has been received nor any final order has been passed by the concerned Department.

Civil Writ Petition No.22461 of 2018

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 aforesaid representation (P-9), within some specified period.

4. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents No.2 to look into the grievances unfolded by the petitioner in his representation dated 05.04.2017 (P-9) and to take a conscious decision in accordance with law, rules, regulation and after considering all the facts narrated in the aforesaid representation (P-9), 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 have recourse to the other remedies available under law as well as to approach this Court.

September 05, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

Yes/No