

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

CWP No. 23926 of 2018
DECIDED ON: SEPTEMBER 19, 2018

BIJENDER SINGH

.....PETITIONER

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LIMITED AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. K.L. Dhingra, Advocate
for the petitioner.

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JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioner has sought for the issuance of a writ, order or directions in the nature of mandamus, certiorari or any other writ thereby commanding the respondents that period of daily wage full time service from 1987 followed by regularization w.e.f. 02.09.1994 be counted as service qualifying for pension and other retiral benefits in view of law laid down by Hon'ble Division Bench of this Court in CWP Nos. 10310 of 2004 titled as **Kashmir Chand vs. Punjab State Electricity Board and others**; decided on 01.08.2005 (P-7), 6523 of 2004, titled as **Ram Dia and others vs. Uttar Haryana Bijli Vitran Nigam Ltd. And others**, decided on 30.08.2005 and 7378 of 2003 titled as **Hari Chand vs. Bhakra Beas Management Board and others**, decided on 17.01.2005 (P-9) with consequential benefits.

2. Learned counsel for the petitioner has submitted that petitioner moved various representations including latest representation dated 26.02.2018 (P-10) but till date neither any reply nor any conscious decision has been taken by the authorities. At this juncture, he submits that petitioner would be satisfied in case a direction is issued to respondents to decide the afore-said representation dated 26.02.2018 (P-10), 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 petitioner in his representation dated 26.02.2018 (P-10) and to take a conscious decision in accordance with law, rules and regulations especially in view of the judgments referred in first para of this order, within a period of three months from the date of receipt of certified copy of this order. In case, petitioner still feels aggrieved by any in-action of the respondents, he 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

Whether speaking/reasoned* *Yes/No
Whether reportable* *Yes/No