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

CWP No.24357 of 2018

DECIDED ON: SEPTEMBER 24, 2018

PREM CHAND

.....PETITIONER

VERSUS

STATE OF HARYANA & OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Sunny Singla, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought a writ in the nature of mandamus directing the respondents to count qualifying service for the grant of revised pensionary benefits w.e.f. Date of his joining the department instead of date of contribution to provident fund and extending the benefit of law laid down in Civil Appeal No. 9860 of 1996, Vasant Gangaramsa Chandan vs. State of Maharashtra reported as 1996 (4) SCT 403 (P-2) and CWP No. 8285 of 2004, Ved Parkash vs. State of Punjab and others on 16.09.2010 (P-3) wherein LPA No. 207 of 2011, PRTC vs. Ved Parkash and another was dismissed on 03.02.2011 (P-4) while SLP filed by PRTC was dismissed on 12.01.2012 and in view of judgment rendered in CWP No. 4453 of 2012, Gurdial Singh and others vs. PRTC and another decided on 12.03.2012 along-with interest on delayed payments @ 18% per annum.

2. At the very outset of arguments, learned counsel for the petitioner submits that he feels satisfied in case a direction is issued to respondent No.2 to decide the legal notice dated 25.07.2018 (P-5), within some time bound manner.

3. 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 the legal notice dated 25.07.2018 (P-5) and to take a conscious decision in accordance with law, rules and regulations, particularly in view of the judgments referred in the legal notice, within a period of three months from the date of receipt of certified copy of this order.

4. However, in case petitioners still feel aggrieved by any order of the afore-said authority, he shall be at liberty to have recourse to other remedies available under law including to approach this Court.

SEPTEMBER 24, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>Yes/No</i>