

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

Sr. No.115

Civil Writ Petition No.2696 of 2018
DECIDED ON: February 07, 2018

INDERJIT KAUR

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Hari Om Sharma, 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 the issuance of a writ in the nature of Mandamus directing the respondents to count the service rendered by him in aided school from August 12, 1981 to July 25, 1988 under Rule 4.4 Punjab Civil Service Rules Volume I, Part I, for fixation of pay and towards pensionary benefits with all consequential monetary benefits along with interest.

2. The contention of learned counsel for the petitioner is that petitioner was initially appointed as JBT Teacher in Aided School namely Sri Guru Arjan Dev Senior Secondary School, Tarn Taran, Punjab and worked there from August 12, 1981 to July 25, 1988. Thereafter, she was joined as JBT Teacher in Village Lakhpur, District Kapurthala on September 09, 1988. Consequent upon transfer on September 19, 1991, she again joined in Government Primary School, Chogiti, Jalandhar.

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Thereafter, petitioner was joined Government Primary School, Lama Pind, Jalandhar from where she sought voluntary retirement on January 20, 2009 and was granted pension, without counting her previous service w.e.f. August 12, 1981 to July 25, 1988. Learned counsel for the petitioner further contends that her case has not been decided despite legal notice dated November 30, 2017 (P-4) and reminder dated January 02, 2018 (P-5) issued to the respondents.

3. Learned counsel for the petitioner submits that she feels satisfied in case a direction is issued to respondent No.2 to decide her legal notice dated November 30, 2017 (P-4) 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 the legal notice dated November 30, 2017 (P-4) and to take a conscious decision by passing a speaking order particularly in view of the judgment referred in the aforesaid legal notice (P-4), 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, she shall be at liberty to approach this Court.

February 07, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**