

**CWP No.6223 of 2018  
DECIDED ON: MARCH 14, 2018**

**RAGHUBIR SINGH**

**.....PETITIONER**

**VERSUS**

**STATE OF HARYANA AND ORS**

**.....RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. Narinder Singh Behgal, Advocate  
for the petitioner.

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**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 the work charge period w.e.f. 01.10.1968 to 27.05.1979 as qualifying service for pension and refix the pension and other pensionary benefits and also to grant him interest @18% p.a. in view of letter dated 26.11.2013 (P-1).

2. At the very outset learned counsel for the petitioner has submitted that though a legal notice dated December 10, 2017 (P-4) was served upon the respondents but despite the fact that a period of three months has elapsed, no action has been taken on the afore-said legal notice (P-4). He further submits that he feels satisfied in case a direction is issued to respondents to consider and decide the legal notice (P-4) within 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 the legal notice dated December 10, 2017 (P-4) in accordance with law, rules and regulations particularly in view of policy dated November 26, 2013 (P-3) within a period of three months from the date of receipt of certified copy of this order. Since, there is an inordinate delay on the part of the petitioner in approaching the court, the claim of the petitioner shall stand restricted to 38 months in view of law laid down by Hon'ble Apex Court in the case of "*Saroj Kumari v.State of Punjab and others*", 1998 (3) SCT 664.

4. In case petitioner still feels aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

MARCH 14, 2018  
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(JASPAL SINGH)  
JUDGE

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