

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.137

Civil Writ Petition No.9359 of 2018
DECIDED ON: April 19, 2018

JAGDISH

...PETITIONER

VERSUS

U.H.B.V.N.L. LTD. AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr.Naveen Daryal, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

1. 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 daily wager service w.e.f. 11/1979 to 1.1.1996 as daily wages basis. Service of petitioner has been regularized as A.L.M. w.e.f. 01.01.1996 and the petitioner is entitled daily wager should be counted as a qualifying service for the purpose of pensionary benefits after retirement on 30.08.2016 with all consequential benefits along with interest @ 18% per annum from the date of accrual till the date of realization.

2. Learned counsel for the petitioner contends that though a representation was made to the respondents on April 29, 2017(P-4), but till date neither any reply to the said representation has been received nor any final order has been passed by the concerned Department.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to the respondents to decide his representation dated April 29, 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 the respondents to look into the grievances unfolded by the petitioner in his representation dated April 29, 2017(P-4)` and to take a conscious decision by passing a speaking order as per rules and instructions issued by the Government from time to time 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 approach this Court.

19.04.2018

Anjal

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes/No
Yes/No**