

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 189 of 2019

Date of Decision : 10.01.2019

Jagjit Singh and others

...Petitioners

Versus

Haryana Vidyut Prasaran Nigam Limited and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Chatrath, Advocate for the petitioners.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the prayer of the petitioners is for counting their daily wage service which they had rendered prior to regularization of their services to be treated as a qualifying service for computing the pensionary benefits.

In support of their claim, the petitioners are relying upon decision of Hon'ble the Supreme Court in Civil Appeal No. 1772 of 2009, decided on 10.12.2009, titled ***The State of Haryana Vs. Kesho Ram and others.*** Learned counsel for the petitioners states that for the relief which has been claimed in the present writ petition, the petitioners have served the respondents with a legal notice dated 28.01.2016 (Annexure P-7) which is still pending consideration and the petitioners will be satisfied in case a time bound direction is given to the respondents to decide the legal notice by passing a speaking order.

Notice of motion.

On the asking of the Court, Mr. Charanjit Singh Bakhshi, Additional Advocate General, Haryana, accepts notice on behalf of the respondents-State and states that he has no objection to the prayer of the petitioners for deciding their legal notice dated 28.01.2016 (Annexure P-7) at this stage.

In view of the above and without going into the merits of the case or expressing any opinion to the entitlement of the petitioners in respect of the claim prayed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass appropriate speaking order on the claim raised by the petitioners in the legal notice dated 28.01.2016 (Annexure P-7) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioners are entitled for any monetary benefits, the same should also be released to them within a period of next three months.

The writ petition stands disposed of.

January 10, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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