

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 345 of 2019
Date of Decision : 10.01.2019

Dharam Singh

...Petitioner

Versus

Uttar Haryana Vitran 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 petitioner is for counting his daily wage service which he had rendered prior to regularization of his services to be treated as a qualifying service for computing the pensionary benefits.

In support of their claim, the petitioner is 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 petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 26.06.2018 (Annexure P-9) which is still pending consideration and the petitioner 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 petitioner for deciding his legal notice dated 26.06.2018 (Annexure P-9) 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 petitioner 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 petitioner in the legal notice dated 26.06.2018 (Annexure P-9) 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 petitioner is entitled for any monetary benefits, the same should also be released to him 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*