

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

(112)

CWP-5558-2019

Date of Decision: March 01, 2019

Panchanand

.. Petitioner

Versus

HVPNL and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anand Bhardwaj, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that daily wage service, which the petitioner rendered from the year 1981 to 1991, has not been taken into account while computing all the pensionary benefits of the petitioner.

Learned counsel for the petitioner states that as per the definition of the pension, the gratuity is also part of the pensionary benefits and therefore the daily wage service which the petitioner rendered from the year 1981 till 1991 shall be taken into account for the grant of benefit of gratuity as well.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served upon the respondents with a demand notice dated 17.01.2018 (Annexure P-7) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the demand notice dated 17.01.2018 (Annexure P-7) by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the demand notice dated 17.01.2018 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the demand notice dated 17.01.2018 (Annexure P-7) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

March 01, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No