

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

(120)

CWP-5628-2019

Date of Decision: March 01, 2019

Rich Pal

.. Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd and ors

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Aarti Rani, Advocate, for
Mr. Vikas Chatrath, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the prayer made by the petitioner is that the daily wage service, which the petitioner had rendered before the regularization of his service, has not been taken into account as a qualifying service for the grant of the pensionary benefits.

Learned counsel for the petitioner states that as per the settled principle of law, the adhoc service rendered prior to the regularization is to be counted as a qualifying service for the grant of pensionary benefits.

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 legal notice dated 30.07.2018 (Annexure P-9) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice dated 30.07.2018 (Annexure P-9) 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 legal notice dated 30.07.2018 (Annexure P-9), the present writ petition

is disposed of with a direction to the respondents to decide the legal notice dated 30.07.2018 (Annexure P-9) 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 for 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