

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

(108)

CWP-9193-2019

Date of Decision: April 05, 2019

Om Parkash

.. Petitioner

Versus

Punjab State Power Corporation Ltd and ors

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. H.K. Brinda, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance of the petitioner is that the petitioner had discharged the duties of work charge basis with the respondents from 17.02.1987 till 06.07.1999 when the services of the petitioner were regularized but the benefit of the said period is denied to him, while computing the pensionary benefits.

Petitioner retired on 31.03.2012 and after a period of approximately seven years, the present writ petition has been filed claiming the benefit of adhoc service for computing the pensionary benefits.

Learned counsel for the petitioner states that the legal notice which the petitioner has served upon the respondents on 25.02.2019, is still pending consideration with the respondents 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 25.02.2019 (Annexure P-2) 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 25.02.2019 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 25.02.2019 (Annexure P-2) 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.

As the petitioner retired in the year 2012 and the legal notice was given approximately after a period of seven years, in case the petitioner is found entitled for the relief as claimed in the legal notice, the arrears will be restricted only to three years two months before the filing of the present writ petition.

April 05, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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