

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No. 11130 of 2019  
Date of Decision : 30.04.2019

Sharanjit Kaur

...Petitioner

Versus

Punjabi University, Patiala and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Ranjivan Singh, Advocate for the petitioner.  
\*\*\*

**Harsimran Singh Sethi, J.(Oral)**

The grievance of the petitioner is that prior to the regularization of her service by the respondents-Punjabi University, Patiala, she had worked on daily wage basis and the said daily wage service has not been taken into account while computing the pensionary benefits of the petitioner.

Learned counsel for the petitioner states that only the benefit of service after the regularization of the service has been extended to the petitioner, which is not correct keeping in view the law laid down by the Full Bench of this Court in ***Kesar Chand Vs. State of Punjab and others, 1988(2) PLR 223***, according to which, the petitioner is entitled for the benefit of daily wage service to be counted in a total length of service as qualifying service for computing her pensionary benefits. In order to support of the said claim, petitioner is also relying upon the instructions, which have been issued by the Government of Punjab dated 23.02.2012 (Annexure P-1), which according to the petitioner has already been adopted by the Punjabi University, Patiala for implementation of the same upon its employees.

Notice of motion.

At the asking of the Court, Mr. Ajaivir Singh, who is present in Court, accepts notice on behalf of the Punjabi University, Patiala and very fairly states that the grievance of the petitioner with regard to the counting of her daily wage service for computing her pensionary benefits as well as for the grant of interest on the delayed release of the other pensionary benefits, an appropriate order will be passed by the University after giving personal hearing to the petitioner. He requests that University be given three months' time to pass the said order after giving due opportunity to the petitioner to present their case before the appropriate authority.

Keeping in view the above, without expressing any opinion on the merits of the present case or the claim of the petitioner in the present writ petition, the present writ petition is disposed of with a direction to the Punjabi University, Patiala to pass appropriate order on the claim being raised by the petitioner in the present writ petition for granting of the benefit of daily wage service while computing her qualifying service as well as interest on the delayed release of the payment keeping in view the settled principle of law settled by the Full Bench of this Court in ***Kesar Chand (supra)*** as well as in ***A.S. Randhawa Vs. State of Punjab, 1997 (3) SCT 468*** within a period of three months as requested by learned counsel for the respondents.

Writ petition stands disposed of.

**April 30, 2019**  
*kanchan*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

|                                   |               |
|-----------------------------------|---------------|
| <i>Whether speaking/reasoned?</i> | <i>Yes/No</i> |
| <i>Whether reportable?</i>        | <i>Yes/No</i> |