

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

(113)

**CWP-14732-2019**

**Date of Decision: May 29, 2019**

**Inder Singh**

**.. Petitioner**

**Versus**

**Managing Director Dakshin Haryana Bijli Vitran Nigam, Ltd and ors  
.. Respondents**

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

Present: Mr. Sandeep Thakan, Advocate, for the petitioner.

**HARSIMRAN SINGH SETHI, J.(ORAL)**

In the present writ petition, the grievance which is being raised by the petitioner is that he was initially appointed on daily wage basis on 12.02.1982 and he continued working as such till his services were regularized on 12.05.1993 but the said period has not been taken into account as a qualifying service for computing the pensionary benefits which act is contrary to the settled principal of law settled by the full Bench of this Court in **Kesar Chand Vs. State of Punjab, 1988 (5) SLR 27,**

The prayer of the petitioner is for re-computing the pensionary benefits by taking into account the daily wage service rendered by the petitioner, the details of which have been recorded hereinbefore.

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 24.04.2019 (Annexure P-8) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the same 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 24.04.2019 (Annexure P-8), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 24.04.2019 (Annexure P-8) 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.

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

**May 29, 2019**  
*harsha*

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