

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.23171 of 2019

DATE OF DECISION:29.08.2019

Sheesham Chand

... Petitioner

Versus

Haryana Vidyut Prasaran Nigam Ltd. and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shvetanshu Goel, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, the grievance which is being raised by the counsel for the petitioner is that the work charge service, which the petitioner has rendered w.e.f. 16.01.1980 to 22.01.1992 prior to the regularisation to his services, has not been counted as qualifying service for the grant of computation of the pensionary benefits.

Further grievance of the petitioner is that though the 3rd ACP w.e.f. 01.05.2016 has already been sanctioned by the respondents, which is clear from the admission of the respondents in that regard in letter dated 19.07.2019 (Annexure P-8) but the actual benefits in pursuance to the said sanction have not been released by the respondents.

Counsel for the petitioner further states in the letter

Annexure P-8, the respondents themselves are stating that the claim

of the petitioner for the grant of benefit of the work charge service is under consideration but no final decision is being taken by the respondents though the petitioner has already retired from service on attaining the age of superannuation on 31.08.2017.

The prayer of the petitioner is for issuance of direction to the respondents to grant the said benefits to him at the earliest.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 03.07.2019 (Annexure P-6) which 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 03.07.2019 (Annexure P-6) 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 03.07.2019 (Annexure P-6), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 03.07.2019 (Annexure P-6) within a period of three months from the receipt of certified copy of this order.

August 29, 2019
jt

(HARSIMRAN SINGH SETHI)
JUDGE

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