

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

(150)

CWP-22551-2019

Date of Decision: August 26, 2019

Darshan Pal Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Sonia G. Singh, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Counsel for the petitioner states that after the death of her husband on 16.11.1988, petitioner was given the compassionate appointment on adhoc basis on 22.07.1991 and petitioner kept on working on adhoc basis till the petitioner's services were regularized w.e.f. 12.12.2003 and ultimately, on attaining age of superannuation and also availing one year extension, petitioner retired on 31.10.2015. The grievance of the petitioner is that the service, which the petitioner had rendered from 22.07.1991 till 12.12.2003, has not been counted as a qualifying service, which act, according to learned counsel for the petitioner, is contrary to the settled principle of law setted by the Full Bench of this Court in **Kesar Chand Vs. State of Punjab, 1988 (5) SLR 27.**

Learned counsel for the petitioner prays that a direction be issued to the respondents to count the services of the petitioner from 22.07.1991 till 12.12.2003 as a qualifying service for computing the 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

the respondents with a legal notice dated 06.05.2019 (Annexure P-7) 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 her in the legal notice dated 06.05.2019 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 06.05.2019 (Annexure P-7) within a period of three months from the receipt of certified copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

August 26, 2019
harsha

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