

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

(130)

CWP-26223-2019

Date of Decision: September 17, 2019

Desh Raj

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shadab Ahmad, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that the petitioner had approached this Court praying for taking into consideration the daily wage service rendered by him as a qualifying service for computing the pensionary benefits and the said claim was allowed by this Court on 20.07.2004 against which, an LPA No.189 of 2004 was filed, which was also dismissed on 19.04.2011 and the petitioners were held entitled for benefit alongwith interest.

Learned counsel for the petitioner states that as the respondents were not releasing the benefit, the petitioner filed COCP No.287 of 2016 wherein, the respondents appeared and filed reply that all the amount except an interest to the tune of Rs.49,087/- has already been paid and the said contempt petition was disposed of on 07.12.2018. Petitioner was given liberty to approach the respondent by filing a representation in case any wrong calculation was done by the respondents while calculating the benefits for which the petitioner became entitled keeping in view the order dated 19.04.2011 passed by this Court in LPA No. 189 of 2004.

Learned counsel for the petitioner states that the petitioner has submitted a representation with the respondents on 14.05.2019 (Annexure P-3) and then again gave a reminder to the respondents but the respondents are sitting over the said representation and have not passed any order and prayer of the petitioner in the present writ petition is that a direction be issued to the respondents to decide the representation of the petitioner Annexure P-5 (supposed to have filed on 11.06.2019) in a time bound manner 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 representation dated 11.06.2019 (Annexure P-5), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 11.06.2019 (Annexure P-5), within a period of three months from the receipt of certified copy of this order.

September 17, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes
Whether reportable: No