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

CWP-983-2019

Date of Decision: 16.01.2019

Balwan Singh

... Petitioner

vs.

Haryana Power Generation Corporation Limited and Anr .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Chatrath, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J

Learned counsel for the petitioner states that the petitioner had approached this Court by filing CWP No.16236-2011, which was allowed by this Court on 19.02.2014. Respondents were directed to grant necessary relief to the petitioner(s) within a period of two months from the date of receipt of certified copy of that order.

Learned counsel for the petitioner further contends that there was no interest, which was granted by the Co-ordinate Bench while deciding the said writ petition on 19.02.2014. He further submits that after the order was passed by this Court, the respondents found the petitioner entitled for the monetary benefits and an order was passed on 06.08.2015. As per the said order, the petitioner was found entitled for regularization of his service with effect from the date, the persons juniors to him were promoted and he was granted the benefit of regularization w.e.f. 05.09.1991.

Learned counsel for the petitioner further states that though, the petitioner will not be entitled for any interest upto the date of judgment upon re-fixation, but as there was an order passed by this Court for grant of relief

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within a period of two months from the date of order i.e. 19.02.2014 but the actual relief was extended to the petitioner after a period of one year and four months of the said order, the petitioner will be entitled for the interest for the said period.

Learned counsel for the petitioner further states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondent(s) with a legal notice dated 31.07.2018 (Annexure P-4) and the petitioner will be satisfied, at this stage, in case, a time bound direction is given to respondents to decide the same by passing a speaking order.

In view of the above, the present writ petition is disposed of with a direction to respondents to pass an appropriate speaking order on the legal notice dated 31.07.2018 (Annexure P-4) 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 to any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

16.01.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No