

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

(118)

CWP-34364-2019

Date of Decision: November 26, 2019

Kapoor Singh

.. Petitioner

Versus

Dakshin Haryana Bijli Vitran Nigam Limited and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that prior to the date when the petitioner joined the service in Haryana State Electricity Board on 06.05.1993, he was working as a Fitter Instructor from 19.02.1982 till 06.05.1993 with respondent No.4. Counsel for the petitioner argues that keeping in view the provisions of Rule 3.17 of the Punjab Civil Services Rules Vol-II as applicable to Haryana, petitioner is entitled for counting the service rendered with respondent No.4 as a qualifying service for computing the pensionary benefits, which benefit is not being extended to the petitioner without any valid justification.

The prayer of the petitioner is for issuance of a direction to respondent No.1 to grant the petitioner the benefits of service rendered by him from 19.02.1982 till 06.05.1993 as a qualifying service for computing the pensionary benefits and grant the petitioner the arrears of revised pension.

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 01.07.2019 (Annexure P-3) 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 respondent No.1 to decide the said legal notice 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 01.07.2019 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 01.07.2019 (Annexure P-3), within a period of three months from the receipt of certified copy of this order.

November 26, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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