

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

(118)

CWP No. 34665 of 2019

Date of Decision : 28.11.2019

Ram Parshad

....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Vikas Chatrath, Advocate with
Ms. Anureet Budhwal, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner states that the petitioner had rendered daily wage service starting from 01.01.1980 till 11.11.1987 and thereafter, he had worked on work-charge basis starting from 12.11.1987 till 18.12.1990. Learned counsel for the petitioner argues that after the petitioner attained the age of superannuation on 30.04.2017, the respondents have not taken into account the daily wage and work-charge services rendered by the petitioner as a qualifying service for computing the pensionary benefits of the petitioner. The prayer of the petitioner is for issuance of a direction to the respondents to grant him the benefit of daily wage service from 01.01.1980 till 11.11.1987 as well as work-charge service from 12.11.1987 till 18.12.1990 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, petitioner has served the respondents with a legal notice dated 14.03.2019 (Annexure P-7), 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 said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 14.03.2019 (Annexure P-7) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Writ petition stands disposed of accordingly.

November 28, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*