

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

(Proceedings conducted through video conferencing)

CWP No.17035 of 2020(O&M)

Date of decision: 14.10.2020

Noorjahan

.....Petitioner

VERSUS

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Sanjeev Malik, Advocate for the petitioner.

REKHA MITTAL, J. (Oral)

Counsel for the petitioner would contend that since the petitioner was engaged as class-IV part-time employee in the Education Department, Haryana on 10.07.2000 and later regularized in service w.e.f. 20.08.2014, she is entitle to get pension under Old Pension Scheme and is also entitle to allotment of GPF number. It is further submitted that controversy raised in the present petition is squarely covered by the judgments passed by this Court annexed as Annexures P-6 to P-8. He would inform that the petitioner sent a legal notice dated 16.03.2020, copy whereof is Annexure P-9 but till date the same has not invited attention of the competent authority. He would further inform that decision on legal notice sent by the petitioner is to be taken by the Commissioner-cum-Director General, School Education, Haryana – respondent No.3.

Without examining merits of the case, present petition stands disposed of with a direction to respondent No.3 to take a final decision in the matter in view of grievance expressed by the petitioner vide legal notice (Annexure P-9) within a period of one month from the date of

receipt of certified copy of the order. In case claim of the petitioner is not accepted, the petitioner would be at liberty to take recourse to appropriate remedy in law. However, disposal of the present petition in the aforesaid terms would not cause prejudice to the respondents to raise a plea of delay/laches in case a fresh writ petition is filed by the petitioner.

OCTOBER 14, 2020
'D. Gulati'

Whether speaking/reasoned : yes/no
Whether reportable : yes/no

(REKHA MITTAL)
JUDGE