

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(103)

CWP-18928-2020

Date of Decision : 09.11.2020

KRISHNA DEVI

....Petitioner

Versus

HARYANA STATE AGRICULTURE MARKETING BOARD AND
ANR

.....Respondents

(through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. B.K. Bagri, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Present petition has been filed with a prayer that the petitioner had performed daily wage service from 01.04.1981 till 11.04.1983 after which her services were regularized but the said daily wage service has not been taken into account as a qualifying service for computing the pensionary benefits after the petitioner retired from her service on 31.12.2013.

Learned counsel for the petitioner submits that as per the settled principle of law, the daily wage service rendered prior to the regularization, is to be counted as qualifying service for computing the pensionary benefits, which benefits have not been extended to the petitioner. Learned counsel for the petitioner states that for the relief which has been sought in the

present writ petition, petitioner has already approached the respondents by serving upon them a legal notice dated 04.09.2020 (Annexure P-6), which is still pending consideration with the said authorities and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No. 2 to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners, respondent No. 2 is directed to decide the legal notice dated 04.09.2020 (Annexure P-6) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Present writ petition stands disposed of.

November 09, 2020
kanchan/naresh.k

(HARSIMRAN SINGH SETHI)
JUDGE

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