

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

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CWP-2415-2021 (O&M)

Date of decision : 09.03.2021

Narender Singh

.....Petitioner

Vs.

State of Haryana and Another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Sandeep Kumar Yadav, Advocate for the petitioner.

ALKA SARIN, J. (ORAL)

Heard through video conferencing.

The prayer in the present writ petition under Article 226 of the Constitution of India is for issuance of a direction to the respondents to count the probation service followed by regular service rendered by the petitioner for the purpose of pension, gratuity and other benefits from the date of his appointment i.e. 24.10.1981 to 22.06.1992, when the college, namely, Shri Krishna College, Kanwali (Mahendergarh) was taken over by the Government and the petitioner was given the charge of Clerk.

Learned counsel for the petitioner would contend that the petitioner retired on 30.04.2014 and since 2017 he has been approaching the authorities for grant of the benefits, however to no avail. He further contends that on 18.03.2020 a legal notice (Annexure P-16) was sent to respondent No.2. However, till date no action/decision has been taken on the same. Learned counsel for the petitioner would further contend that, at this stage, he limits his prayer in the present petition and he would be

satisfied if a direction is given to respondent No.2 to take a decision on his legal notice dated 18.03.2020 (Annexure P-16) in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Rajesh Gaur, Addl. A.G., Haryana has put in appearance through video conferencing and accepts notice on behalf of the respondents.

In view of the limited prayer made by the learned counsel for the petitioner and without commenting on the merits of the case, the present writ petition is disposed off with a direction to respondent No. 2 - Higher Education Commissioner, Haryana Shiksha Sadan, Sector-5, Panchkula - to take a decision, in accordance with law, qua legal notice dated 18.03.2020 (Annexure P-16) within a period of three months from the date of receipt of certified copy of this order.

Disposed off.

March 09, 2021

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NOTE:

Whether speaking/non-speaking: Speaking

Whether reportable: Yes/No

(ALKA SARIN)

JUDGE