

CWP-6784-2021(O&M)

Date of decision: 29.04.2021

Saroj Bala Deswal

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms.Neha Rana, Advocate, for the petitioner

Ms. Kirti Singh, DAG, Haryana

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for issuance of a writ in the nature of Mandamus directing the respondents to take into consideration the services rendered by the petitioner in the Department of Education, Haryana, from 26.07.1985 to 21.11.1988 for the purpose of calculating the amount of death-cum-retirement gratuity. The petitioner claims that she was appointed as a Science Teacher on 26.07.1985. Subsequently, she was selected for the post of Lecturer of Biology and remained posted at Government Senior Secondary School, Bawanikhera. Thereafter, she claims that she, on being selected, joined as a Biologist in the Department of Health on 22.11.1988. She has retired on 31.10.2018 on attaining the age of superannuation. Thus, the petitioner claims the benefit of her service in the Department of Education. The petitioner is stated to have sent a legal notice regarding the same, on 31.05.2019.

Keeping in view the aforesaid facts, it is considered

appropriate to direct respondent no.3 to consider the request of the petitioner, after granting an opportunity of hearing and pass a speaking order thereon within a period of two months. Needless to observe that the respondent shall be entitled to reject the claim, however, in that eventuality, specific reasons for rejection of the request shall be required to be recorded.

Disposed of as per the aforesaid terms.

29.04.2021
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No