

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(115)

CWP-7909-2021

Date of Decision: April 08, 2021

Sumer Chand

.. Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd and another .. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mrs. G.K. Sudan, Advocate, for
Mr. J.S. Maanipur, Advocate, for the petitioner.

Ms. Rajni Gupta, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance of the petitioner is that his work-charge service from 03.12.1981 till 05.05.1993 has not been counted as a qualifying service for computing the pensionary benefits, which act of the respondents is contrary to the law laid down by the Full Bench of this Court in **Kesar Chand Vs. State of Haryana, 1988 (5) SLR 25.**

Learned counsel for the petitioner submits that the period of work-charge service has to be taken into account for computing the pensionary benefits of the petitioner and the respondents are liable to be directed to do the same.

Learned counsel for the petitioner further submits that for the relief which has been claimed in the present writ petition, the petitioner has already submitted a legal notice dated 28.01.2021 (Annexure P-3) to the

respondents, which is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.1 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Ms. Rajni Gupta, learned Additional Advocate General, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents and raises no objection for deciding the legal notice of the petitioner in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 28.01.2021 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 28.01.2021 (Annexure P-3) within a period of three months from the receipt of copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

April 08, 2021
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No