

(In virtual Court)

CWP No.13975 of 2021 (O&M)

Date of Decision: 29.07.2021

Jagnn Nath

.....Petitioner

Versus

Haryana Vidyut Prasaran Nigam Limited and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Shvetanshu Goel, Advocate,
for the petitioner.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to count the daily wage service rendered by the petitioner from the year 1980 to 04.05.1993 for the purpose of pension and pensionary/retiral benefits and further releasing the re-fixed pension and pensionary/retiral benefits after counting the daily wage service rendered by the petitioner as per his entitlement along with interest @ 18% per annum. It is further prayed that the respondents be directed to consider the case of the petitioner and take the final decision on the legal notice of the petitioner dated 03.02.2021 (Annexure P-1) by passing a well reasoned speaking order within a time bound frame.

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision on the legal notice of the petitioner dated 03.02.2021 (Annexure P-1) and pass a speaking order thereon, within a time bound frame.

Notice of motion.

Mr. Rajesh Gaur, Addl. Advocate General, Haryana accepts notice on behalf of the respondents. Even counsel for the respondents is not averse to the expeditious disposal of the claim of the petitioner.

In view of the above, the present petition is disposed of with a direction to respondent No.1 to decide the legal notice of the petitioner dated 03.02.2021 (Annexure P-1) and take a conscious decision thereon by passing a speaking order; within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioner is found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioner within a further period of three months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

29.07.2021
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No