

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

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IN VIRTUAL COURT

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**CWP No. 14315 of 2021
Decided on: 2.8.2021**

Zile Singh

.....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others **.....Respondents**

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Naveen Daryal, Advocate, for the petitioner

Rajbir Sehrawat, J.(Oral)

This petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus, directing the respondents to count the daily wager service as a qualifying service for the purpose of pensionary benefits for the period 15.7.1982 to 4.5.1993 as per Notification dated 17.6.2010 (Annexure P-3), issued by the Government after the petitioner had retired from service on 30.6.2008, from the post of ALM, along with all consequential benefits, as well as, interest @ 18% per annum.

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 29.9.2020 (Annexure P-6) and pass a speaking order thereon, within a time frame.

Notice of motion.

Mr. Harish Rathee, DAG, Haryana accepts notice on behalf of

respondents. Even counsel for the respondents are 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 29.9.2020 (Annexure P-6) and take a conscious decision thereon by passing a speaking order; within a period of 3 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 3 months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

2.8.2021

Ashwani

Speaking/Non-speaking : Yes/No
Reportable/Reasoned : Yes/No