

(In virtual Court)

CWP No.14110 of 2021 (O&M)

Date of Decision: 29.07.2021

Roshani

.....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd. and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Naveen Daryal, 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 wages services from 01.03.1981 to 01.05.1993 as per notification dated 17.06.2010 (Annexure P-2) issued by the Govt. to count the daily wages services for the purpose of pensionary benefits along with all consequential benefits as well as interest @ 18% per annum from the date of accrual till the date of accrue payment. 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 29.10.2020 (Annexure P-5) 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 29.10.2020 (Annexure P-5) 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 29.10.2020 (Annexure P-5) 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