

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

119

CWP-15333-2021 (O&M)
Date of Decision: 12.08.2021

Ramesh Kumar

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Gagneshwar Walia, Advocate for the petitioner

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

The petitioner has filed the present writ petition *inter alia* seeking a direction to the respondents to count his daily wage service rendered before regularization as 'qualifying service' for the purpose of service/pensionary benefits.

It is contended that the claim of the petitioner is supported by various decisions of this Court as well as the Hon'ble Supreme Court. Reliance is placed on a Division Bench judgment of this Court in **CWP-2371-20 (Harbans Lal vs. State of Punjab & Ors.)** decided on 31.08.2010 (P2).

Learned counsel submits that for the same/similar grievance, the petitioner has also submitted a comprehensive representation dated 17.05.2021 (P8).

Notice of motion.

On the asking, Mr. Ayush Sarna, AAG Punjab accepts notice on behalf of the respondents, through video conferencing.

At this stage, learned counsel makes a request that the petitioner would be satisfied if a direction is issued to the competent authority to decide his representation (P8) in a time bound manner.

Having heard learned counsel for the parties and without commenting upon the merits of the case, the writ petition is disposed of with a direction to the competent authority to consider and decide the claim of the petitioner as raised in the representation (P8) by passing a speaking order within four months from the date of receipt of certified copy of this order.

Needless to say that in case the petitioner is found entitled on merits to the claim, the consequential benefits be disbursed within one month from the date of decision of the representation.

So ordered.

12.08.2021

vishal shonkar

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

(Girish Agnihotri)
Judge

Yes/No
Yes/No