

CWP-16822-2021

Date of decision: 31.08.2021

Seema Sharmili

.....Petitioner

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Ms. Mehar Bhatnagar, Advocate for
Mr. Rajeev K. Kapila, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioner has invoked the jurisdiction of this Court in terms of Articles 226/227 of the Constitution of India seeking prayer by way of writ of *mandamus* for issuance of directions to the respondents to count the daily wage service of the deceased husband of the petitioner, rendered before regularization, as qualifying service for the purpose of pensionary benefits, as per the old General provident Fund Scheme which was applicable to the employees recruited in Punjab Government Service prior to 01.01.2004 in view of the judgments of this Hon'ble Court dated

31.08.2010 (Annexure P-3), 14.07.2014 (Annexure P-4), 10.10.2014 (Annexure P-5), 07.01.2016 (Annexure P-6), 17.07.2017 (Annexure P-7) and 18.09.2017 (Annexure P-8) and 23.01.2018 (Annexure P-10).

Notice of motion to the official respondents.

Ms. Simran Grewal, AAG, Punjab puts in appearance and accepts notice on behalf of the official respondents-State. Copy supplied.

Heard.

Upon hearing learned counsel of both the sides and on perusal of the records, the present petition stands disposed off with the directions to the official respondents to consider the legal notice dated 06.07.2021 (Annexure P-11) as representation moved by the petitioner and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioner without any delay, as per law.

The petition stands disposed off accordingly.

31.08.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No