

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

CWP 19191 of 2021

Date of Decision: September 23, 2021

Sukhcharan Singh ...Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. S.S. Sudan, Advocate
for the petitioner.

Ms. Simran Grewal, AAG, Punjab.

FATEH DEEP SINGH, J. (Oral)

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

The petitioner has come up in this civil writ petition under articles 226/227 of the Constitution of India seeking a prayer by way of writ of *mandamus* directing the respondents to consider the petitioner to be in service prior to the cut off date so as to exclude him from the application of the amendment to the Punjab Civil Services Rules and the New “Defined Contributory Pension Scheme; to treat the period from the date of initial

appointment of the petitioner as daily wager for counting the qualifying service for pension at par with other similarly situated employees; to allot the general provident fund account number to the petitioner or in the alternative direct the respondents to decide legal notice dated 01.12.2016 (Annexure P-10).

Heard. Notice of motion.

At the asking of the Court Ms. Simran Grewal, AAG, Punjab accepts notice on behalf of respondents No. 1 to 3. Let copy of the paper book be supplied to her.

Upon hearing learned counsel for the petitioner side, the directions are issued to the respondent authorities to duly consider the legal notice dated 01.12.2016 (Annexure P-10) as representation of 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 passing of this order.

If the petitioner is held entitled for so claimed relief and there is no impediment for granting the same, the relief be released to him without any delay as per law.

Disposed off.

September 23, 2021

amit rana

(FATEH DEEP SINGH)

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No