

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(107)

CWP-19381-2021

Date of Decision : May 13, 2022

Ram Kishan

.. Petitioner

Versus

Haryana Vidyut Parsaran Nigam Limited and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Singal, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present petition, the daily wage service which the petitioner had rendered from January, 1988 till 31.12.1994 has not been taken into account as a qualifying service for computing the pensionary benefits after the petitioner retired from service on 31.05.2018. Learned counsel for the petitioner submits that as per the settled principle of law and rules governing the service, the daily wage service should be taken into account as a qualifying service and hence, appropriate direction be issued to the respondents to grant the said benefits to the petitioner.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 28.09.2020 (Annexure P-2) which is still pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is issued to respondent

No.1 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice dated 28.09.2020 (Annexure P-2) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 28.09.2020 (Annexure P-2), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 28.09.2020 (Annexure P-2) within a period of eight weeks from the receipt of copy of this order.

May 13, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No