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

CWP-5443-2022

Date of Decision: 17.03.2022

Anita

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shokeen Singh Verma, Advocate, and
Mr. Mazlish Khan, Advocate,
for the petitioner.

(Through Video Conference)

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that through the present petition the petitioner has approached this Court claiming regularization of the services of her late husband, who had worked with the respondent-Department on an *ad-hoc* basis for a period of sixteen years, keeping in view that as per the notification dated 29.07.2011 (Annexure P-3), an employee was required to have ten years of service as on 10.04.2006 for regularization of the service, which condition is fulfilled by the late husband of the petitioner, therefore, he should be treated as a regular employee for the grant of benefits of the services rendered by him in the respondent-Department, including the family pension to the petitioner.

Learned counsel for the petitioner submits the said grievance has already been raised by the petitioner before the competent Authority in the form of legal notice dated 28.02.2022 (Annexure P-6) but the same is

still pending consideration with the Authority concerned which is causing prejudice to her. Learned counsel for the petitioner further submits that the petitioner will be satisfied at this stage, in case a time bound direction is given to the respondents to decide the said legal notice dated 28.02.2022 (Annexure P-6) by passing an appropriate speaking order.

Notice of motion.

Mr. Narender Singh Behgal, AAG, Haryana, keeping in view the advance service of copy of the petition, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the legal notice dated 28.02.2022 (Annexure P-6) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as in the legal notice dated 28.02.2022, this petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the legal notice dated 28.02.2022 (Annexure P-6), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order. In case, the petitioner is found entitled for any benefit, the same be also released in her favour within a period of four weeks thereafter.

17.03.2022
Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No