

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

**CWP No.8846 of 2022
Date of Decision : 28.04.2022**

Nafe Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner had served in Municipal Council, Tohana starting from the year 1981 onwards till he attained the age of superannuation in 2019. Learned counsel for the petitioner further submits that while in service, the petitioner became entitled for the grant of 3rd ACP scale in the year 2012, which was not granted to the petitioner and even the retirement gratuity has not been released, which as per petitioner, is totally arbitrary. Learned counsel for the petitioner submits that the petitioner had continued service in the Municipal Council, Tohana till 1993 wherein after the petitioner was transferred to Public Health Engineering Department, Government of Haryana, with which department, the petitioner served till the date of his retirement i.e. in the year 2019. Learned counsel for the petitioner further submits that respondent-Municipal Council is liable to be directed to compute the service rendered by the petitioner with Municipal Council, Tohana from 1981 to 1993 as qualifying service and re-calculate the pensionary benefits and release the consequential benefits to the petitioner.

Learned counsel for the petitioner submits that the said grievance has already been raised by the petitioner in his representation dated 07.11.2021 as well as reminder dated 17.01.2022 (Annexures P-2 and P-3) which is still pending

consideration with the respondents and the petitioner will be satisfied, at this stage in case a time bound direction is given to respondent No.5 to decide the said representation dated 07.11.2021 as well as reminder dated 17.01.2022 (Annexures P-2 and P-3) by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Mr. Raman Kumar Sharma, Addl, 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 representation dated 07.11.2021 as well as reminder dated 17.01.2022 (Annexures P-2 and P-3) 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 his in the representation dated 07.11.2021 as well as reminder dated 17.01.2022 (Annexures P-2 and P-3), the present writ petition is disposed of with a direction to respondent No.5 to decide the representation dated 07.11.2021 as well as reminder dated 17.01.2022 (Annexures P-2 and P-3) within a period of eight weeks from the receipt of copy of this order.

28.04.2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No