

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

127

CWP-12858-2022

Date of Decision :02.06.2022

Kanwaljeet Kaur

..Petitioner

Versus

Punjabi University and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. A.S. Pannu, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the adhoc service, which the petitioner had rendered with the respondents prior to her regularization has not been taken into account as qualifying service for computing her pensionary benefits. Learned counsel for the petitioner submits that keeping in view the facts and circumstances of the present case, total service rendered by the petitioner from 06.11.2003 till 30.06.2021 is liable to be taken into account as qualifying service for computing the pensionary benefits of the petitioner and, therefore, the respondents are under an obligation to grant the petitioner benefit under the Old Pension Scheme by taking into account the adhoc services rendered by the petitioner.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of submitting a representation dated 28.03.2022 (Annexure P/4), which is still

pending consideration with the respondents and the petitioner will be satisfied in case a time bound direction be issued to the respondent No.2 to decide the said representation.

Notice of motion.

On the asking of the Court, Mr. Gaurav Kalsi, Advocate for Mr. H.S. Batth, Advocate, who is present in Court, accepts notice on behalf of respondent-University and raises no objection in deciding the representation dated 28.03.2022 (Annexure P/4) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in her representation, respondent No.2 is directed to decide the representation dated 28.03.2022 (Annexure P/4) by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case after the decision it is found that the petitioner is entitled for any benefit, the same will be extended to her within a period of next four weeks.

Present writ petition stands disposed of.

June 02, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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