

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

CWP-11552-2022

Date of decision : May 26, 2022

Budh Ram

.. Petitioner

Versus

Uttar Haryana Vitran Prasaran Nigam Ltd. and another ..Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Vikas Chatrath, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the daily wage service, which the petitioner rendered prior to the regularization of his services has not been taken into account toward qualifying service, which action of the respondents is totally contrary to the Rules governing the services as well as to the settled principle of law as settled by the Full Bench of this Court in '*Kesar Chand Vs. State of Punjab and others*', *AIR 1988 Punjab 265*.

Learned counsel for the petitioner submits that the petitioner is suffering prejudice due to the said act of the respondents as the petitioner is getting the pension much less than his entitlement. Learned counsel for the petitioner further submits that even the ACP has not been granted to the petitioner as per his entitlement.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by serving upon them legal notice dated 15.04.2021 (Annexure P-9), which is

still pending consideration with the respondents and the petitioners 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.

Mr. Raman Kumar Sharma, Advocate, who is present in the Court, accepts notice on behalf of the respondents and raises no objection in deciding the legal notice dated 15.04.2021 (Annexure P-9) 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 15.04.2021 (Annexure P-9), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 15.04.2021 (Annexure P-9), within a period of eight weeks from the receipt of copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

May 26, 2022

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No