

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-16966-2022

Date of Decision :04.08.2022

Krishna Devi and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Nihal S. Choudhary, Advocate for the petitioners.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioners argues that the petitioners retired from service on various dates and though, they had performed the duties on daily wage basis prior to the regularization of their services, but the benefit of the daily wage service rendered by them, has not been extended to them by the respondents while computing their pensionary benefits, which is totally arbitrary and illegal and contrary to the settled principle of law settled by the Full Bench of this Court in **CWP-2864-1983** titled as **Kesar Chand vs. State of Punjab through the Secretary, P.W.D.B & R, Chandigarh and others** decided on 02.06.1988.

Learned counsel for the petitioners submits that the petitioners have already raised the said grievance before the respondents by way of serving a legal notice dated 30.05.2022 (Annexure P/7) upon them, which is still pending consideration with the respondents and the petitioners will be satisfied in case a time bound direction is issued to the respondent No.3 to

decide the said legal Notice.

Notice of motion.

Mr. Harish Kumar Nain, AAG, Haryana, who is present in the Court, accepts notice on behalf of respondent-State and raises no objection in deciding the legal notice dated 30.05.2022 (Annexure P/7) 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 petitioners in their legal notice, respondent No.3 is directed to decide the legal notice dated 30.05.2022 (Annexure P/7) by passing a speaking order within a period of eight weeks from the date of receipt of copy of this order. In case after the decision, it is found that the petitioners are entitled for any relief, the same will be extended to them within a period of four weeks thereafter.

Present writ petition stands disposed of.

August 04, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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