

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(124)

CWP-16579-2022

Date of Decision : August 01, 2022

Jagdish Chand

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Malik, Senior Advocate, with
Mr. Sunil Hooda, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned senior counsel for the petitioner submits that the petitioner was appointed as a Conductor with the respondents in the year 2001 though, his services were regularized on 25.04.2006 but after the petitioner has retired from service on attaining the age of superannuation on 30.04.2022, the petitioner is not being considered for the grant of pensionary benefits under the Old Pension Scheme, which is contrary to the settled principle of law settled by this Court in ***CWP No.2371 of 2010 titled as Harbans Lal Vs. State of Punjab and others, decided on 31.08.2010.***

Learned senior counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 20.06.2022 (Annexure P-2), which is still pending consideration with the respondents and the petitioner

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. Harish Nain, learned Assistant 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 legal notice of the petitioner 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 20.06.2022 (Annexure P-2), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 20.06.2022 (Annexure P-2) within a period of eight weeks from the receipt of copy of this order.

August 01, 2022

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No