

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(110)

CWP-17684-2021

Date of Decision : May 10, 2022

Omkar Singh

.. Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Singal, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, the work charge service which the petitioner had rendered w.e.f. 01.12.1976 till 31.12.1981, has not been taken into consideration as a qualifying service for computing the pensionary benefits of the petitioner, which action of the respondents is contrary to the settled principle of law as well as rules governing the service on the said aspect. Learned counsel for the petitioner submits that the respondents are liable to be directed to recalculate the pensionary benefits of the petitioner by giving him the benefit of work charge service rendered by him as qualifying service.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 21.05.2020 (Annexure 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 issued to respondent No.1 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Mr. Raman Kumar Sharma, learned Additional 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 dated 21.05.2020 (Annexure 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 him in the legal notice dated 21.05.2020 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 21.05.2020 (Annexure P-3) within a period of eight weeks from the receipt of copy of this order.

May 10, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No