

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

(134)

CWP-18668-2022

Date of Decision : August 24, 2022

Bishan Singh

.. Petitioner

Versus

Managing Director, Haryana Vidyut Parsharn Nigam and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Thakan, Advocate, for the petitioners

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that daily wage service/adhoc service rendered by the petitioner prior to regularization of his service has not been taken into account as a qualifying service for computing the pensionary benefits, which is contrary to the rules governing the service as well as the settled principle of law on the said subject. Learned counsel for the petitioner submits that appropriate direction needs to be issued to the respondents to recalculate the pensionary benefits of the petitioner after calculating the daily wage service/adhoc service as qualifying service and grant the petitioner the consequential benefits along with arrears.

Learned 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 15.07.2022 (Annexure P-8), 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, 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 15.07.2022 (Annexure P-8), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 15.07.2022 (Annexure P-8) within a period of eight weeks from the receipt of copy of this order.

August 24, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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