

(In virtual Court)

CWP No.26974 of 2021 (O&M)

Date of Decision: 05.01.2022

Sukhbir Singh

.....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Ram Pal Verma, Advocate,
for the petitioner.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to count the work-charge service followed by regular service from the year 02.11.1979 to 08.05.1993 of the petitioner for the purpose of grant of retiral benefits and to revise the pension of the petitioner after granting him the benefit of the work-charge service and to release the arrears of pension and gratuity with 18% interest per annum from the date of his retirement. It is further prayed that the respondents be directed to consider the case of the petitioner and take the final decision on the legal notice of the petitioner dated 22.09.2021 (Annexure P-5) by passing a well reasoned speaking order within a time bound frame.

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision on the legal notice of the petitioner dated 22.09.2021 (Annexure P-5) and pass a speaking order thereon, within a time bound frame.

Notice of motion.

Mr. Rajesh Gaur, Addl. Advocate General, Haryana accepts notice on behalf of the respondents. Even counsel for the respondents is not averse to the expeditious disposal of the claim of the petitioner.

In view of the above, the present petition is disposed of with a direction to respondent No.1 to decide the legal notice of the petitioner dated 22.09.2021 (Annexure P-5) and take a conscious decision thereon by passing a speaking order; within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioner is found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioner within a further period of three months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

05.01.2022
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No