

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

**CWP-25090-2022
Date of Decision : 01.11.2022**

Ved Raj

..... Petitioner

Versus

Dakshin Haryana Bijli Vitran Nigam and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present : None.

HARSIMRAN SINGH SETHI, J. (ORAL)

The lawyers are abstaining from work due to a call for strike given by the Bar.

In the present petition, the grievance of the petitioner is that the respondents are not granting the petitioner the benefits of daily wage service rendered by him from 12.09.1981 to 31.05.1993 as a qualifying service for computing the pensionary benefits which act of the respondents is contrary to the principle of law laid down by the Full Bench of this Court in **Kesar Chand vs. State of Haryana and others 1988 (1) RSJ 433.**

The prayer of the petitioner is for issuance of a direction to the respondents to grant the petitioner the benefits of daily wage service as qualifying service for computing the pensionary benefits alongwith arrears.

From the pleadings, it transpires that the grievance which has been raised by the petitioner in the present petition has also been raised in

the legal notice dated 22.03.2022, copy of which has been appended as Annexure P-4 which is still pending consideration with the respondents.

Interest of justice will be served, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

Without going into the merits of the case or the claim raised by the petitioner in the present case or in the legal notice dated 22.03.2022 (Annexure P-4), respondent No.2 is directed to decide the said legal notice dated 22.03.2022 (Annexure P-4) within a period of eight weeks by passing a speaking order from the receipt of copy of this order. In case, after the passing of the speaking order, it is found that the petitioner is entitled for any relief, the same be released to the petitioner within four weeks thereafter.

Present writ petition stands disposed of.

01.11.2022
mamta

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No