

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

CWP-29090-2022 (O&M)

Date of decision: December 16, 2022

Dharambir and another

....Petitioners

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Rajender Singh Malik, Advocate for the petitioners.

Mr. Pankaj Middha, Additional AG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of an appropriate writ in the nature of Mandamus directing the respondents to consider daily wages service period of petitioner No.1 from 05.12.1992 to 01.02.1996 and petitioner No.2 from 19.11.1992 to 01.02.1996 as qualifying service for pensionary benefits along with consequential benefits and also to grant 3rd ACP as per service record of the petitioners for which they are entitled, along with interest.

2. *Qua* their grievance, petitioners also served a legal notice dated 25.10.2022 (Annexure P-6), but the same has not been adverted by respondents till date. Hence the petition.

3. On advance service, learned State counsel appears and submits that a decision will be taken by competent authority, either way, on the pending legal notice dated 25.10.2022 (Annexure P-6) by passing a speaking order.

4. At this stage, learned counsel for the petitioners also seeks decision on the pending legal notice, as suggested by learned State counsel.
5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.
6. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents to look into the pending legal notice dated 25.10.2022 (Annexure P-6) of the petitioners, and pass an administrative order giving reasons thereof, in accordance with law.
7. Let the needful be done within a period of 3 months from today.
8. Disposed of accordingly.

(ARUN MONGA)
JUDGE

December 16, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No