

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

108

CWP No.1711 of 2023

Date of decision: 30.01.2023

VINAY KUMAR WADHWA

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ranjit Saini, Advocate
for the petitioner.

RAJ MOHAN SINGH , J.(ORAL)

Petitioner has preferred this writ petition for the issuance of an appropriate writ in the nature of mandamus directing the respondents to consider the qualifying service rendered by the petitioner for the purpose of pension from the date of his appointment and not from the date of his contribution towards provident fund and to revise the pension and arrears of pension accordingly with interest.

Precisely for the claim in question, the petitioner has also served a legal notice dated 19.12.2022 (Annexure P-4) upon the respondents.

At this stage, learned counsel for the petitioner submits that the issue is covered by the judgment rendered by

this Court in ***CWP No.22558 of 2016 titled Suraj Prakash Bajaj vs. State of Haryana and others*** decided on 29.04.2019 and order of modification dated 16.10.2019 passed in the said case.

Learned counsel for the petitioner submits that the petitioner would be satisfied in case his legal notice dated 19.12.2022 is directed to be decided by the Competent Authority in accordance with law within a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Palika Monga, DAG, Haryana. accepts notice on behalf of the respondents.

In view of the nature of prayer made by the petitioner, this writ petition is disposed of with a direction to respondent No.2 to take note of pending legal notice dated 19.12.2022 and decide the same in accordance with law, preferably within a period of one month from the date of receipt of certified copy of this order.

30.01.2023

P.Bhatt

(RAJ MOHAN SINGH)

JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No