

**120 IN THE HIGH COURT OF PUNJAB & HARYANA,
CHANDIGARH**

CWP No. 5119 of 2023

Date of decision : March 15, 2023

Harbhajan Singh

..... Petitioner

Versus

Punjab State Power Corporation Ltd. and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present:- Mr. Sunny Singla, Advocate
for the petitioner.

Pankaj Jain, J (oral).

Present petition has been filed under Article 226/227 of the Constitution of India praying for issuance of writ in the nature of mandamus in the form of direction to the respondent-authorities to count the work charge/daily wages service followed by his regular service to be taken into account as qualifying service for computing the pensionary benefits.

Learned counsel for the petitioner at the outset confines his prayer for deciding legal notice dated 20.09.2022 (Annexure P-3). He submits that at this stage, petitioner would be satisfied, if the said legal notice is decided in terms of the order passed in **CWP-11081-2015 Simarjit Singh Vs. Punjab State Power Corporation Ltd. and another decided on 19.03.2019** by passing a speaking order within a time bound frame.

Notice of motion.

Mr. Tushar Madan., who is present in Court accepts notice on behalf of the respondents. He submits that respondent-competent authority will look into the matter and will take a decision on the claim raised by the petitioner in the legal notice, in accordance with law.

I have heard learned counsel for the parties and have gone through the record of the case.

Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondents-Competent Authority is directed to consider and decide the claim made in the legal notice dated 20.09.2022 (Annexure P-3), in terms of the order passed in **CWP-11081-2015 Simarjit Singh Vs. Punjab State Power Corporation Ltd. and another** in accordance with law, by passing a speaking order within a period of eight weeks from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, his claim be released within a period of six weeks thereafter.

The petition stands disposed off.

(PANKAJ JAIN)
JUDGE

March 15, 2023
archana

Whether speaking/reasoned Yes
Whether Reportable No