

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(283)

CWP-6183-2023

Date of Decision : December 04, 2023

Rajesh

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ankit Grewal, Advocate, for the petitioner.

Mr. Tapan Kumar Yadav, Deputy Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that the petitioner is entitled for consideration for regularization of his services from the date when the similarly situated employees were granted the said benefit and also for considering his claim under the Old Pension Scheme keeping in view the fact that he is in service since 1993 i.e. much before the date when the New Pension Scheme was brought in operation on 01.01.2006.

2. Learned counsel for the petitioner submits that though notice of motion has been issued but the respondents are taking time to file the reply and despite two opportunities, reply has not been filed by the respondents and the petitioner is suffering prejudice, hence, the petitioner will be satisfied at this stage, in case the representation dated 22.03.2021, a copy of

which has been appended with this petition as Annexure P-6, wherein also, the same grievance has been raised, is decided by the respondents by passing an appropriate speaking order keeping in view the settled principle of law settled by the Division Bench of this Court in ***CWP No.2371 of 2010 titled as Harbans Lal Vs. State of Punjab and others, decided on 31.08.2010.***

3. Learned State counsel raises no objection for the grant of said prayer and submits that in case the representation dated 22.03.2021 (Annexure P-6) has been received in the office and is still pending consideration, appropriate order on the same will be passed within a period of eight weeks of the receipt of copy of this order and in case after the passing of the speaking order, the petitioner is found entitled for any relief, the same will also be extended to him within a further period of four weeks.

4. Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present writ petition may kindly be disposed of having been not pressed any further.

5. Ordered accordingly.

December 04, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No