

117.

2023:PHHC:054472

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

CWP-7937-2023

Date of Decision: 19.04.2023

MANOHAR SINGH

.... Petitioner

Versus

MANAGING DIRECTOR, HVPNL AND OTHERS Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sandeep Thakan, Advocate, for the petitioner.

JAISHREE THAKUR.J (Oral)

1. This is a petition filed under Article 226/227 of the Constitution of India praying for issuance of a writ in the nature of mandamus directing the respondents to count daily wages/work charge services for the purpose of pensionary/retiral benefits to the petitioner, which was rendered by him prior to regularization, along with interest @ 24% per annum.
2. At the very outset, counsel appearing on behalf of the petitioner would submit that at this stage, the petitioner would be satisfied in case his legal notice dated 19.10.2022 Annexure P-9, whereupon no decision has been taken as yet, is decided by passing a speaking order in a time bound manner, in accordance with law.
3. Notice of motion.
4. At this stage, Mr. Dushyant Saharan, Advocate, has caused appearance and accepts notice on behalf of respondents.

5. Let adequate number of copies of the writ petition be supplied to the counsel appearing on behalf of respondents during the course of the day.
6. Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioner, the present petition is disposed of with a direction to the respondents to decide legal notice dated 19.10.2022 Annexure P-9 by passing a speaking order, within a period of three months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.
7. In case the petitioner herein is found entitled to any pecuniary benefits, the same shall be released to him within a further period of three months from the date of such a decision of the authorities.

(JAISHREE THAKUR)
JUDGE

19.04.2023

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No