

CWP-18702-2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-18702-2023
Date of Decision: 28.08.2023

Ajit Singh and others

... Petitioners

V/s.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Ms.Kriteka Sheokand, Advocate
for the petitioners.

DEEPAK MANCHANDA, J.(Oral)

Present writ petition has been filed under Article 226/227 of the Constitution of India by the petitioner for directing the respondents to count and treat the entire service of the petitioners which has been put by them in Punjab government and in the Punjab State Tubewell Corporation from the date of appointment till the retirement for the purposes of pension and all other retirement benefits.

Learned counsel for the petitioner submits that the petitioners joined as Tubewell operator, electrician, and T-matein in Punjab Tubewell Circule of Irrigatin Department of State of Punjab. In the year 1982 all tubewells of the Punjab State Tubewell Circle of the Irrigation Branch were transferred to the Punjab State Tubewell Corporation and they were entitled

to count the number of years of service with the government for reckoning

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the length of service for salary and other retiral benefits. Further, similar pleas have been made by certain employees through different writ petitions and this Court in one of those petitions i.e. CWP 14126-2023 decided on 06.07.2023 directed the respondents to consider the plea of the petitioner as raised by him in the legal notice and take a decision by passing a speaking order within a period of four weeks from the date of receipt of certified copy of the order. The petitioners through the present petition seek similar direction. Learned counsel for the petitioners further submits that the petitioners have already raised the said grievance in the representation dated 23.03.2023 (Annexure P-17), which is still pending consideration with respondents.

Notice of motion.

At this stage, on the asking of the Court, Mr. Arun Gupta, AAG, Punjab accepts notice on behalf of respondent No. 1 and 6. Mr. Aman Sharma, Advocate has put in appearance on behalf of respondent No. 2 to 5 and submits that representations submitted by the petitioners are not detailed one as the details like date of joining and date of retirement have not been mentioned therein.

Faced with this learned counsel for the petitioner undertakes to file a fresh detailed representation to the respondents within a period of two weeks and prays that the petitioner would be satisfied in case a direction is issued to respondents to decide the same by passing an appropriate speaking order in a time bound manner.

I have heard learned counsel for the parties and have gone

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through the record of the case.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case, the respondents are directed to decide the claim being made by the petitioners in their fresh representation if filed within two weeks from the date of receipt of certified copy of this order, by passing a speaking order within a period of eight weeks thereafter with a further direction that if the petitioners are found to be entitled to the claim mentioned in the representation and if there is no legal impediment, necessary disbursement of funds shall be made to them within further period of eight weeks.

Petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

28.08.2023
seema

Whether speaking/reasoned	Yes
Whether Reportable	Yes /No