

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

112

CWP-534-2024

Date of Decision :11.01.2024

Bagrawat Singh**...Petitioner****Versus****State of Haryana and others****....Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

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

Mr. Harish Nain, AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that the services which the petitioner had rendered with the respondent-department on daily wage/work charge basis w.e.f. 01.01.1991 to 01.10.2003 has not been taken into account as qualifying service for computing the pensionary benefit of the petitioner, which action of the respondent is contrary to the settled principle of law hence, the respondents are under an obligation to grant the petitioner the benefit of daily wage/work charge basis service rendered by the petitioner w.e.f. 01.01.1991 to 01.10.2003 as qualifying service for computing his pensionary benefits.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of serving a legal notice dated 19.07.2023 (Annexure P/5), which is still pending consideration with the respondents and the petitioner will be

satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

4. Notice of motion.

5. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the legal notice dated 19.07.2023 (Annexure P/5) has been received from the petitioner and is still pending consideration with the respondents, the same will be decided by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order and in case after the decision the petitioner is found entitled for any relief, the same will be extended to him within a period of further 04 weeks.

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

7. Ordered accordingly.

January 11, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No