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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2193-2024
Date of decision: 02.02.2024

SURJEET SINGH

...Petitioner

VERSUS

DAKSHIN HARYANA BIJLI VITRAN NIGAM AND ORS.

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Gurpreet Singh, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondents to extend the retirement age of the petitioner from 58 years to 60 years as per provisions of Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 as he is more than 40% physically handicapped and for further directing the respondents to consider and take a decision on the legal notice of the petitioner dated 22.12.2023 (Annexure P-5).

2. Learned counsel for the petitioner submitted that the petitioner is working as Junior Engineer at Mandi Dabwali, Sirsa and is to retire on 29.02.2024. He further submitted that the petitioner is entitled for the aforesaid benefit, which has been so mentioned in the head note of the petition and in this regard, he had served a legal notice dated 22.12.2023 (Annexure P-5) to the

respondents but the same has not been considered and decided till date. He further submitted that at this stage, the petitioner will be satisfied in case the aforesaid legal notice dated 22.12.2023 (Annexure P-5) is considered and decided by respondent No.1-Managing Director, DHBVN, Vidyut Sadan, Vidyut Nagar, Hisar, Haryana in accordance with law and in a time bound manner.

3. Notice of motion.
4. On the asking of the Court, Mr. Jagbir Malik, Advocate, who is on the panel of DHBVN and also present in the Court, accepts notice on behalf of all the respondents. He submitted that in view of the limited prayer made by learned counsel for the petitioner, he has no objection in case time bound direction is issued in this regard.
5. In view of the aforesaid facts and circumstances, without calling for the reply from the respondents and without expressing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.1-Managing Director, DHBVN, Vidyut Sadan, Vidyut Nagar, Hisar, Haryana to consider and decide the legal notice dated 22.12.2023 (Annexure P-5) strictly in accordance with law and within a period of three weeks from today.

02.02.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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