

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-3258-2024 (O&M)
Date of decision: 14.02.2024

Jagdev Singh

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Sunny Singla, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to count the service rendered by the petitioner as Senior Lab Attendant in the Govt. School for the purpose of pensionary benefits.
2. Learned counsel would contend that the petitioner, who had initially worked as Senior Lab Attendant in the Government Schools, had after having resigned therefrom appointed as JBT Teacher on 04.09.1991 in the Department of Education, Govt. of Punjab. However, his previous service has not been counted for the purpose of qualifying service towards the pensionary benefits. In this regard, a legal notice dated 27.09.2023, Annexure P-6, has been served upon the respondents, which has yet not evoked any response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.
3. Notice of motion.
4. At the asking of the Court, Mr. Charanpreet Singh, AAG Punjab

accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider the legal notice dated 27.09.2023, Annexure P-6 and decide the same within a period of 6 months and if found entitled, necessary benefit be granted forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating the petitioner.

(AMAN CHAUDHARY)
JUDGE

14.02.2024
M.Kamra

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