

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

126

CWP-4376-2024

Date of decision: 26.02.2024

Madan Singh

...Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Rajeev Dev Sharma, Advocate for the petitioner.

NAMIT KUMAR J. (Oral)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India seeking a writ of mandamus for issuance of directions to the respondents to consider the petitioner to be covered under old pension scheme and extending the benefits of old pension scheme to the petitioner by considering the initial service rendered by him on ad hoc/contract basis as qualifying service and to grant all the consequential service benefits.

2. Learned counsel for the petitioner submits that for claiming the relief, the petitioner has also submitted representation dated 07.12.2023 (Annexure P-4) which is still pending consideration with the respondents and at this stage, he would be satisfied if directions are issued to respondent No.3 to decide the representation dated 07.12.2023 (Annexure P-4) by passing a speaking order within a time bound frame.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab., who is present in the Court, accepts notice on behalf of the respondents and has no

objection to innocuous prayer made by the petitioner.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.3 is directed to consider and decide the claim made by the petitioner in the representation dated 07.12.2023 (Annexure P-4), in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, his claim be released within a period of six weeks thereafter.

7. The petition stands disposed of.

8. Liberty is also granted to the petitioner to file supplementary representation within a period of 02 weeks.

26.02.2024
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(NAMIT KUMAR)
JUDGE

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