

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

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CWP-5138-2024

Date of Decision :04.03.2024

Phoolar and others**...Petitioners****Versus****State of Haryana and others****...Respondent****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

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

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Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioners is that the services which the petitioners had rendered with the respondent-department on daily wage basis prior to the regularization of their services has not been taken into account as qualifying service for computing their pensionary benefits.

2. Learned counsel for the petitioners submits that the respondents are under an obligation to count the said service as qualifying service for computing the pensionary benefits of the petitioners keeping in view the settled principle of law coupled with the regulations governing the said aspect.

3. Learned counsel for the petitioners further submits that the petitioners have already raised the said grievance before the respondents by way of serving a legal notice dated 18.10.2023 (Annexure P/5), which is still pending consideration with the respondents and the petitioners 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 18.10.2023 (Annexure P/5) has been received from the petitioners 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
- 6. Learned counsel for the petitioners 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.

March 04, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No