



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

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**CWP-7510-2019 (O&M)
Date of Decision:03.12.2024**

Amar Singh

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Ms. Anita Sharma, Advocate for
Mr. A.K. Bhardwaj, Advocate for the petitioner.

Mr. Gaurav Jindal, Addl. A.G. Haryana.

Mr. Jagbir Malik, Advocate for respondent No.2

JASGURPREET SINGH PURI J.(Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *certiorari* for quashing the impugned order dated 28.12.2018 (Annexure P-16) whereby the representation filed by the petitioner has been declined by denying the prayer of the petitioner for correcting his service period to be 37 years and 04 months.

2. Learned counsel for the petitioner submitted that, in the present case, the grievance of the petitioner is that although he has rendered 37 years of service but his gratuity has been calculated only to the extent of 30 years.

She also submitted that the petitioner's case is squarely covered by the



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judgment of a Coordinate Bench of this Court in ***Murli Singh Rana v. Haryana State Electricity Board and others*** bearing ***CWP No. 4789-1993*** decided on ***20.11.2002***, and, therefore, necessary directions may be issued in this regard

3. On the other hand, learned counsel appearing on behalf of respondent No.2 has not been able to distinguish the aforesaid judgment from the facts of the present case.

4. In view of the aforesaid facts and circumstances, whereby the petitioner is only seeking the relief of calculating the total service period of 37 years, the present petition is allowed. The impugned order dated 28.12.2018 at Annexure P-16 is hereby set aside. Respondent No. 2 is directed to pass a fresh order in light of the aforesaid judgment i.e. ***Murli Singh Rana's case (supra)***, within a period of two months from today. In case the petitioner is found to be entitled, the calculations be made and payment be made to the petitioner within the next two months along with interest at the rate of 6% per annum (simple).

(JASGURPREET SINGH PURI)
JUDGE

03.12.2024

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No