



CWP-14522-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-14522-2024
Date of Decision: 01.07.2024

Raghubir Singh Petitioner
Versus

Uttar Haryana Bijli Vitran Nigam Ltd. and others Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Naveen Daryal, 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 for issuance of a writ in the nature of *mandamus* directing the respondent to count the daily wager service as qualifying service for the purpose of pensioner's benefit for the period from 01.01.1980 to 04.05.1993 along with all the consequential benefits as well as interest.
2. Learned counsel for the petitioner submitted that the petitioner joined the respondent-Nigam as a Daily Wager on 01.01.1980 and worked as a daily wager till 04.05.1993 and thereafter, his services were regularized at the post of Regular T-Mate on 01.05.1993 on the basis of the Notification issued by the Government of Haryana. The grievance of the petitioner is that his earlier service as daily wager has not been counted for the purpose of pensionary benefits. He submitted that at this stage, the petitioner will be satisfied in case his representation dated 01.10.2023 (Annexure P-5) is directed to be decided by passing of a speaking order in accordance with law and in a time bound manner.



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3. On the asking of the Court, Mr. Gaurav Jindal, Additional Advocate General, Haryana, who is present in Court, appears on behalf of the respondents and stated that he has no objection, in case, a direction is issued to the respondents for considering and deciding the representation filed by the petitioner vide Annexure P-5 in accordance with law and within a fixed time frame.

4. In view of the aforesaid position, without calling for the reply from the respondents and without observing anything on the merits of the case, the present petition is disposed of with a direction to respondent Nos.3 & 4 to consider and decide the representation filed by the petitioner vide Annexure P-5 dated 01.10.2023 strictly in accordance with law by passing a speaking order within a period of three months from today.

01.07.2024

Bhumika

(JASGURPREET SINGH PURI)
JUDGE

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |