



CWP-16220-2024

-1-

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

121

CWP-16220-2024

Date of Decision :17.07.2024

Hakam Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Virinder K. Shukla, & Mr. Ashish Gupta, Advocates
for the petitioner.

Mr. Swapan Shorey, DAG, Punjab.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance being raised by the petitioner is that the services which the petitioner had rendered with the respondents from 15.01.1975 to February 1981 followed by regularization of his services, has not been taken into account as qualifying service for computing his pensionary benefits only on the ground that the Provident Fund deductions were not made during said period.

Learned counsel for the petitioner submits that the said question of law has already been decided and the benefit of service has been allowed by depositing the provident fund by the employee concerned for the period in question hence, the respondents are under an obligation to grant the petitioner benefit of services rendered by him from 15.01.1975 to February 1981.

Learned counsel for the petitioner further submits that the



CWP-16220-2024

-2-

petitioner has already raised the said grievance before the respondents by way of serving a demand notice dated 24.05.2024 (Annexure P/5), which is still pending consideration and the petitioner will be satisfied at this stage, in case, a time bound direction is issued to the respondents to decide the said representation.

Notice of motion.

Mr. Swapan Shorey, DAG, Punjab, who is present in Court accepts notice on behalf of the respondents and submits that in case, demand notice dated 24.05.2024 (Annexure P/5) has been received from the petitioner and is still pending consideration with the authorities concerned, the same will be decided in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of certified copy of this order and in case, it is found feasible to grant the relief to the petitioner, the same will be extended to him otherwise, due reasons for not accepting the claim of the petitioner will be mentioned in the speaking order so passed, which will be conveyed to the petitioner.

Learned counsel for the petitioner 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.

Ordered accordingly.

July 17, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/Nor