



CWP-17278-2023 (O&M) -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-17278-2023 (O&M)
Date of Decision :06.09.2024

Harbans Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amindra Pratap Singh, Advocate for the petitioner.

Mr. Amarpreet Singh Bains, AAG, Punjab assisted by
Mr. Rupinder Singh, Clerk G.S.S.S Bhurthla Mander
District Malerkotla.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner submits that though, various prayers have been made by the petitioner in the present petition but petitioner intends to press the prayer only qua treating the part time service rendered by him with the respondent-department prior to the regularization of his services as qualifying service keeping in view the judgment of this Court in the case of **CWP-10238-2017 titled as Jeewan Lata vs. State of Punjab and others decided on 10.05.2019.**

Learned counsel for the respondent-State has not been able to dispute the fact that part time service rendered by an employee prior to regularization of his/her services in case, the same is sufficient enough to show that the job is not a stop gap arrangement, the same is to be treated as qualifying service for computing his/her pensionary benefits as per the law



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settled in **Jeewan Lata (supra)**.

In the present case, petitioner has rendered the part time service starting from year 1986 till 2016 i.e. 28 years, hence, it can be said that the same was not a stop gap arrangement therefore, the claim of the petitioner for counting the part time service rendered by him prior to his regularization as qualifying service for computing his pensionary benefits is allowed in terms of the judgment of this Court in **Jeewan Lata (supra)**.

Present petition stands allowed in above terms.

Civil miscellaneous application pending, if any, is also disposed of.

September 06, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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