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

(110) CWP-21418-2024
Date of Decision : August 31, 2024

Amarjit Singh .. **Petitioner**

Versus

State of Punjab and others .. **Respondents**

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Manu K. Bhandari, Advocate, with
Mr. Arjun Sawhni, Advocate, for the petitioner.

Mr. T.P.S. Chawla, Sr. Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that the petitioner has served the respondents for a period of more than three decades but his service were not regularized by the respondents, which is contrary to the settled principle of law settled by the Hon'ble Supreme Court of India in *Civil Appeal No. 6798 of 2019 titled as Prem Singh Vs. State of Uttar Pradesh and others, on 02.09.2019* as well as *SLP (Civil) No. 6427 of 2019 titled as Ushaben Joshi vs. Union of India and others, decided on 02.08.2024* and therefore, the respondents are liable to be directed to consider the claim of the petitioner for regularization of his services and to grant him the pensionary benefits under the Old Pension Scheme keeping in



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view the judgment of this Court passed in ***CWP No.2371 of 2010 titled as Harbans Lal Vs. State of Punjab and others, decided on 31.08.2010.***

2. Learned counsel for the petitioner further submits that the grievance raised in the present petition has already been raised by the petitioner in the legal notice dated 19.03.2024 (Annexure P-24) which is still pending consideration with the respondents and the petitioner will be satisfied at this stage in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

3. Notice of motion.

4. Mr. T.P.S. Chawla, learned Sr. Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that in case the legal notice dated 19.03.2024 (Annexure P-24) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision any relief is to be extended to the petitioner, the same will be extended, otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the claim of the petitioner for his information and necessary action.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present writ petition may kindly



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be disposed of having been not pressed any further.

7. Ordered accordingly.

August 31, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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