

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-28509 of 2023

Date of decision: 08.01.2024

Om Parkash

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. R.D. Sharma, Advocate, for the petitioner.
Mr. Arun Gupta, AAG, Punjab.
Mr. Sanjeev Soni, Advocate, for respondent No.3.

NAMIT KUMAR, J.

1. Instant Writ Petition has been filed by the petitioner seeking writ of *mandamus* directing the respondents to grant all pensionary benefits under the Punjab Municipal Employees Pension and GPF Rules, 1994, as existed prior to 01.01.2004, by counting the service rendered by the petitioner as daily wager towards qualifying service as the petitioner is covered under the Punjab Municipal Employees Pension and General Provident Fund Rules, 1994, as existed prior to 01.01.2004 and were applicable to the employees recruited in the Municipalities of Punjab Government prior to 01.01.2004.

2. At the outset, learned counsel for the petitioner submits that let this petition be disposed of only with a direction to respondent No.3 – Commissioner, Municipal Corporation, Pathankot, to consider and decide the representation dated 09.10.2023 (Annexure P-4) submitted by the petitioner.

3. Notice of motion.
4. Mr. Arun Gupta, AAG, Punjab, accepts notice on behalf of respondents No.1 and 2 and Mr. Sanjeev Soni, Advocate, accepts notice on behalf of respondent No.3.
5. Accordingly, and without commenting upon the merits of the claim of the petitioner and even the assertions set out in the petition, the same is disposed of only with a direction to respondent No.3 that if any such representation, as indicated above, is indeed pending consideration, that shall be dealt with expeditiously in accordance with law by passing a speaking order preferably within three months from the date of receipt of certified copy of this order and convey the same to the petitioner.
6. The present petition stands disposed of accordingly.

08.01.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No