

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

Date of Decision : 18-12-2024

.....Petitioner(s)

GURU NANAK DEV UNIVERSITY, AMRITSAR

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Mr. M.K Dogra, Advocate
for the respondent-University.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioners submits that the petitioners were working with the respondent-University but the said service has not been taken into consideration as a qualifying service for the grant of pensionary benefits, which is contrary to the settled principle of law as settled by the Full Bench of this Court in '**Kesar Chand Vs. State of Punjab and others**', AIR 1988 Punjab 265, wherein it has been held that the daily wage service followed by the regular service is entitled to be counted as a qualifying service for the grant of pensionary benefits.

Learned counsel for the petitioners submits that the petitioners have already raised the said grievance in the legal notice dated 27.08.2024 (Annexure P-3) but the same is still pending consideration with the

respondents and the petitioners will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. M.K Dogra, who is present in Court, accepts notice on behalf of the respondent-University and submits that in case, the legal notice dated 27.08.2024 (Annexure P-3) 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. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioners, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioners in the speaking order to be passed and the said order will be duly conveyed to the petitioners.

Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

Pending application, if any, also stands disposed of.

18-12-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO