

2025:PHHC:054519



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

125

CWP-11061-2025
Date of Decision: 24.04.2025

BALWANT SINGH

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Dr. (Mr.) Deepak Jindal, Advocate for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Challenge in the present petition is to the order dated 06.02.2024 (Annexure P-1) passed by respondent No.3- General Manager, Haryana Roadways, Karnal whereby the contractual service for the period mentioned thereunder has been excluded from computing the total contractual service rendered by the petitioner before regularization.

A further prayer has also been made for seeking issuance of directions to the respondents to grant payment in lieu of 200 casual leaves of the petitioner, which he has not availed.

Learned counsel for the petitioner contends that the petitioner had been appointed as Conductor in Haryana Roadways on contract basis on 08.10.1993 and his services were regularized w.e.f. 01.10.2003 as Conductor. He superannuated from the respondent-Department on 31.07.2023. He further submits that no disciplinary proceedings or departmental action has ever been

initiated against the petitioner. It is submitted that the petitioner had, however, not been granted pensionary benefits by computing the entire contractual service rendered by him; rather certain time period has been unreasonably and arbitrarily excluded from the total length of service rendered by the petitioner, as a result whereof, the correct retiral dues have not been released. He further submits that the petitioner is also entitled for grant of payment in lieu of causal leave of more than 200 days that have not been availed by the petitioner during his service. He contends that the consequent to receipt of the aforesaid order dated 06.02.2024, the petitioner had submitted a representation dated 28.12.2024 (Annexure P-2) to the respondents and that he would be satisfied at this juncture, in case the said representation is considered and decided by respondent No.2- Director, State Transport Haryana, Chandigarh in a time bound manner.

Notice of motion.

Ms. Tanisha Peshawaria, DAG, Haryana accepts notice on behalf of the respondents and does not have any objection to the request made by learned counsel for the petitioner.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.2 to consider and decide the representation dated 28.12.2024 (Annexure P-2) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of four months of the receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if any amount is found due and payable to the petitioner, the same shall be

disbursed in favour of the petitioner within a further period of two months, failing which, the petitioner shall be entitled to interest @ 6% per annum for delayed period.

Petition stands disposed of accordingly.

APRIL 24, 2025.
Rajender

(VINOD S. BHARDWAJ)
JUDGE

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