IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(107) **CWP No. 33522-2024**
Date of Decision : 17.01.2025

Dalip Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. H.S. Saini, Advocate for the petitioner.

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Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that past service rendered by the petitioner starting from January/February, 1973 to 13.09.1977 and from 04.10.1978 to 15.07.1985 has not been counted towards qualifying service for the grant of pensionary benefits, which is arbitrary and illegal and contrary to the settled principle of law.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 08.07.2024 (Annexure P-4) but the same is still pending consideration with the respondents and the petitioner 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.

3. Notice of motion.

4. On the asking of the Court, Ms. Akshita Chauhan, Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf

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of the respondent-State and submits that in case, the legal notice dated 08.07.2024 (Annexure P-4) 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 petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and the said order will be duly conveyed to the petitioner.

5. Learned counsel for the petitioner 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.

6. Ordered accordingly.

January 17, 2025 **(HARSIMRAN SINGH SETHI)**
kanchan **JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No

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