IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

Civil Writ Petition No.

Jaipal Phogat and another

.....Petitioners

Versus

State of Haryana and ors INDEX

.....Respondents

Sr no,	Particulars	Dated	Pages	courtfee
1.	Synopsis	14.07.2014	1-3	17
2.	Civil Writ Petition	14.07.2014	4-10	100
3	Affidavit	14.07.2014	11	
4.	Annexure P-1(Information)	11.10.2013	12-14	2.00
5.	Annexure P-2 (Instruction)	12.08.1998	15-16	2.00
6.	Annexure P-3(Letter)	30.07.2010	17-18	9.00
7.	Annexure P-4(Letter)	17.08.2010	19-20	2.00
8.	Annexure P-5(order)	13.09.2013	21	1.00
9.	Annexure P-6(Order)	13.08.2013	22	1.00
10.	Annexure P-7 (Legal notice)	02.11.2013	23-24	2.00
11.	Annexure P-8(Impugned order)	30.04.2014	25	1.00
12.	Annexure P-9(Impugned order)	30.04.2014	26	1.00
13.	Power of Attorney	14.07.2014	27	3.00
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14.	Annexure P-1(Information)	11.10.2013	28-29	
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17.	Annexure P-5(order)	13.09.2013	32	
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. 19. Annexes 62-8 (Inpugned) order) d 30.04.20 (\$410-2034) 12:15:14 :::

20. Timonard i dimpagnoa diadi, do.d i.2011 d	20.	Annexure P-9(Impugned order)	30.04.2014	35
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Notes:-1. The main law points involved in the present writ petition are mentioned in para no.12 at page no. 8 &9.

- 2. Relevent Statutes: Pb Civil Service rules.
- 3. Çaveat if any:- No.
- 4. Similar case: CWP 25427 of 2013 titled as Kulbir Singh Versus state of Haryana and ors in which notice of motion has been issued for 16.12.2014.

Chandigarh Dated-14.07.2014

(HARISH NAIN)
P-723-2006 Advocate
Counsel for the petitioners

IN	THE HIGH	COURT O	F PUNJAB	& HARYAN	TA AV	CHANDIGA	۱RH.
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Civil Writ Petition No._____of 2014

Jaipal Phogat and another

.....Petitioners

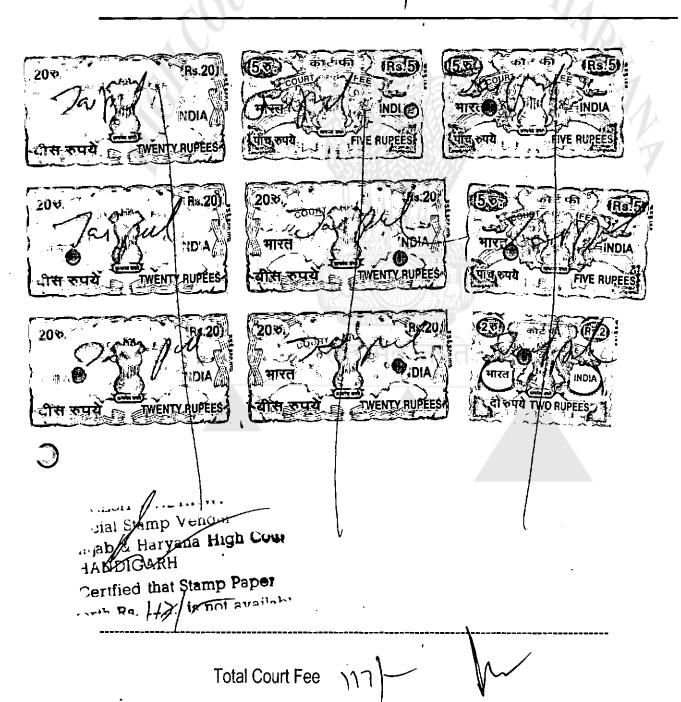
Versus

State of Haryana and ors

..Respondents

Court Fee Affixed

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Chandigarh

(HARISH NAIN)

Dated-14.07.2014

Advocate

Counsel for the petitioners

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Synopsis

The grievances of the petitioners to file the present writ petition are that inspite of the clear instruction of the departments as Annexure P-2 to P-4, the respondents have put a ceiling of 300 unutilized earned leave and deducted utilized earned leave from the above 300 earned leave and hence paid less than 300 unutilized earned leave to the petitioners.

31.08.2013 The petitioner no.1 has been retired on 31.08.2013 after rendering 33 years 9 months and 10 days service and petitioner no.2 has been retired on 30.06.2013 after rendering 36 years 2 month and 15 days of service. Both the petitioners have done their duty to the utter satisfaction of his superior and nothing was adverse against him throught his services.

12.08.1999 That the govt. of Haryana vide notification dated 12.08.1998 has decided to raise maximum limit of leave encashment from 240 days to 300 days to its various employees including those who have retired on attaining the age of superannuation.

Further respondent no.1 wrote a letter dated 30.07.2010 to respondent no.2 intimating and clarifying that an employee is entitled for cash payment of leave encashment for upto 300 unutilized earned leave. The respondent no.1 further clarify that it came to the notice that while calculating unutilized earned leaves of the employees, the department has put a ceiling on more than 300 days of unutilized earned leaves and their utilized earned leaves have been deducted from above remaining 300 days. Due to this the uputilized leave of the employee remained less than 300 days unutilized earned leaves.

That further respondent no. vide letter dated 17.08.2010 circulated the aforesaid letter dated 17.08.2010 (Annexure P-4) to all General Managers of the state and directed them to calculated the unutilized earned ::: P3701994 ::: ::: Downloaded on - 16-10-2016 12:15:16 ::: leaves as per letter dated 30.07.2010.

11.10.2013 The respondent no.3 has supplied information under RTI Act sought by the petitioners that as per guideline/instruction issued by the respondent department from time to time earned leave for employees of workshop are calculated as under:-

1/22 days for 1st year of appointment

1/11 days after one year of service.

The Respondent no.3 has further supplied information that total period of service of petitioner no.1 is 33 years 9 months and 10 days and total period of service of petitioner no.2 is 36 years 2 month and 15 days of service. The respondent no.3 further supplied information that petitioner no.1 has taken 602 earned leave and petitioner no.2 has tekan 843 earned leave

13.09.2013 That in view of above said guideline/rule total earned leave of petitioner no.1 comes to 1103 days. Out of total 1103 of earned leave, the petitioner no.1 has already taken 602 earned leave and hence 501 earned remain balance. Hence in view of above specific instruction the petitioners are entitled for leave encashment upto 300 earned leave. However respondent no.3 has granted leave encashment to petitioner no.1 for 257 earned leave only hence petitioner no.1 is also entitled for remaining 43 days unutilized earned leave.

13.08.2013 That likewise total earned leave of petitioner no.2 comes to 1184 days. Out of total 1184 of earned leave, petitioner no.2 has already taken 843 earned leave and hence 341 earned leave remain balance. However in view of specific rule service personnel is entitled for leave encashment of 300 earned leave. However respondent no.3 have committed a legal error while paying leave encashment for 211 earned leave only hence, the petitioner no.2 is also entitled for leave encashment for 89 earned leave.

That the action of the respondent –department in miscalculating as well as putting illegal ceiling on the unutilized earned leaves of the petitioner and in not granting the payment for the maximum limit of 300 unutilized earned leaves is in violation of the aforesaid instructions and have caused grave injustice to the petitioners.

12.11.2013 The petitioners requested to respondent no.3 to grant them leave encashment for 300 unutilized earned leaves. But when no action has been taken then the petitioners issued legal notice date 12.11.2013 through their counsel.

13.02.2014 That it is pertinent to mention here that when no action has been taken by the respondents on the most genuine and reasonable claim of the petitioners, then the petitioners approached this Hon, ble High Court by filing CWP 2769/2014 titled as Jaipal Phogat and another Versus State of Haryana and ors seeking redressal of their grievances. The aforesaid writ petition has been disposed of vide order dated 13.02.2014 with a direction to respondent no.3 to decide the legal notice dated 12.11.2013 within a period of two months.

30.04.2014 That in compliance of order dated 13.02.2014 the respondent no.3 passed totally non-speaking impugned orders dated 30.04.2014(Annexure P-8 & P-9). The respondent no.3 has passed totally non-speaking order and respondent no.3 has not given any reason/finding as to why and how there is only 257 earned leave in the credit of petitioner no.1 and there is only 211 earned leave in the credit of petitioner no.2. However it appears that respondent no.3 has not removed the ceiling which was put on more than 300 unutilized earned leave in contravention of the Govt. Instruction.

Hence the writ petition

Chandigarh

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(HARISH NAIN) Adv

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH C.W.P. NO. 13702 OF 2014

1. Jaipal Phogat retired Mechanic S/o Hoshiar Singh

2. Jaibahgwan retired Mechanic S/o Gokal Chand

both retired as Mechanic from Workshop,Haryana Roadways, Bhiwani

.....Petitioners

Versus

Depot, Bhiwani.

- State of Haryana through Financial Commissioner-cum-Secretary, Department of Transport, Govt. to Haryana, Civil Secretariat, Chandigarh.
- 2. Director General State Transport, Haryana, 30 Bays Building, Sector-17, Chandigarh.
- 3. General Manager, Haryana Roadways, Bhiwani Depot, District Bhiwani.

.....Respondents

Civil Writ Petition under Article 226/227 of Constitution of India praying for the issuance of a writ in the nature of certiorari calling for the records of the respondents regarding the service of the petitioners and after perusal of the records a writ in the nature of Certiorari modifying/setting aside the impugned orders dated 30.04.2014 (Annexure P-8 and P-9) being totally non-speaking, illegal vide which illegal and arbitrary ceiling has been put by the respondents on more than 300 unutilized earned leaves of the petitioners.

And

Further declare that the petitioners are entitled for leave encashment upto 300 unutilized earned leave as per Govt. Notification dated 12.08.1998 (Annexure P-2) and followed by clarification letter dated 30.07.2010 (P3) and dated 17.08.2010(P-4).

OR

Issue any other writ, order or direction which this
Hon'ble Court may deem fit and proper in the peculiar facts and
circumstances of the case.

RESPECTFULLY SHOWETH:

- 1. That the petitioners are permanent residents of State of Haryana and Citizens of Indian and the petitioners have been retired as Mechanic from Haryana roadways, Bhiwani Depot, so the petitioners are competent to file this petition.
- 2. That the petitioners have been retired as mechanic from your department and respondent no.3 has supplied information under RTI Act sought by the petitioners that as per guideline/instruction issued by the respondent ::: P3701994 ::: ::: Downloaded on 16-10-2016 12:15:16 :::

department from time to time earned leave for employees of workshop are calculated as under:-

1/22 days for 1st year of appointment

1/11 days after one year of service.

The Respondent no.3 has further supplied information that total period of service of petitioner no.1 is 33 years 9 months and 10 days and total period of service of petitioner no.2 is 36 years 2 month and 15 days of service. The respondent no.3 further supplied information that petitioner no.1 has taken 602 earned leave and petitioner no.2 has tekan 843 earned leave. The true translated copy of information dated 11.10.2013 is attached as annexure P-1.

- 3. That the govt. of Haryana vide notification dated 12.08.1998 has decided to raise maximum limit of leave encashment from 240 days to 300 days to its various employees including those who have retired on attaining the age of supernuation. A true photocopy of said notification dated 12.08.1998 is annexed herewith as annexure P-2.
- 4. That further respondent no.1 wrote a letter dated 30.07.2010 to respondent no.2 intimating and clarifying that an employee is entitled for cash payment of leave encashment for upto 300 unutilized earned leave. The respondent no.1 further clarify that it came to the notice that while calculating unutilized earned leaves of the employees, the department has put a ceiling on more than 300 days of unutilized earned leaves and their utilized earned leaves have been deducted from above remaining 300 days. Due to this the unutilized leave of the employee remained less than 300 days unutilized earned leaves. The true Photostat copy of the said letter dated 30.07.2010 is attached as annexure P-3.
- 5. That further respondent no.2 vide letter dated 17.08.2010 circulated to all General Managers of the state and directed them to calculated the unutilized earned ::: P3701994 ::: ::: Downloaded on 16-10-2016 12:15:16 :::

- 6. That in view of above said information Annexure P-1 total earned leave of petitioner no.1 comes to 1103 days. Out of total 1103 of earned leave, the petitioner no.1 has already taken 602 earned leave and hence 501 earned remain balance. Hence in view of specific instruction (Annexure P-2 to P-4) the petitioner no. 1 is entitled for leave encashment upto 300 earned leave. However respondent no.3 has granted leave encashment to petitioner no.1 for 257 earned leave only hence petitioner no.1 is also entitled for remaining 43 days unutilized earned leave. The true copy of order dated 13.09.2013 sanctioning 257 days unutilized earned leave to petitioner no.1 is attached as annexure P-5.
- 7. That likewise total earned leave of petitioner no.2 comes to 1184 days. Out of total 1184 of earned leave, petitioner no.2 has already taken 843 earned leave and hence 341 earned leave remain balance. However in view of specific rule service personnel is entitled for leave encashment of 300 earned leave. However respondent no.3 have committed a legal error while paying leave encashment for 211 earned leave only hence, the petitioner no.2 is also entitled for leave encashment for 89 earned leave. The true copy of order dated 13.08.2013 sanctioning 211 days unutilized earned leave to petitioner no 2 is attached as annexure P-6.
- 8. That the action of the respondent –department in miscalculating as well as putting illegal ceiling on the unutilized earned leaves of the petitioner and in not granting the payment for the maximum limit of 300 unutilized earned leaves is in violation of the aforesaid instructions (Annexure P-2 to P-4) and have caused grave injustice to the petitioners.
- 9. That the petitioners requested of respondent no.3 to grant them leave ::: P3701994 ::: ::: Downloaded on 16-10-2016 12:15:16 ::: encashment for 300 unutilized earned leaves. The petitioners also met

personally to respondents many time in this regard. But when no action has been taken then the petitioners issued legal notice date 12.11.2013 through their counsel. The true copy of the same is attached as annexure P-7.

- 10. That it is pertinent to mention here that when no action has been taken by the respondents on the most genuine and reasonable claim of the petitioners, then the petitioners approached this Hon, ble High Court by filing CWP 2769/2014 titled as Jaipal Phogat and another Versus State of Haryana and ors seeking redressal of their grievances. The aforesaid writ petition has been disposed of vide order dated 13.02.2014 with a direction to respondent no.3 to decide the legal notice dated 12.11.2013 within a period of two months.
- 11. That in compliance of order dated 13.02.2014 the respondent no.3 passed totally non-speaking impugned orders dated 30.04.2014(Annexure P-8 & P-9). The respondent no.3 has passed totally non-speaking order and respondent no.3 has not given any reason/finding as to why and how there is only 257 earned leave in the credit of petitioner no.1 and there is only 211 earned leave in the credit of petitioner no.2. However it appears that respondent no.3 has not removed the ceiling which was put on more than 300 unutilized earned leave in contravention of the Govt. Instruction.
- 12. That the main law points involved for the consideration and determination by this Hon'ble Court are:
 - A. Whether the respondent no.3 has passed totally non-speaking order and the points raised in the legal notice have not been even touch?
 - B. Whether the petitioners are entitled for leave encashment upto 300 unutilized earned leave as per govt Instruction

dated 12.08.4998 (Annexure P-2)?

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- C. Whether the action of respondents in putting ceiling on more than 300 unutilized earned leaves and deducting his utilized leaves from above remaining 300 earned leave is totally discriminatory and against the instruction(Annexure P-3 and P-4)?
- D. Whether the respondents are at free will to pick and choose any of the employee to whom they want to give the benefits of earned leaves?
- E. Whether the attitude of the respondents by not granting the remaining leave encashment can be held legal and justified?
- F. Whether grave and manifest injustice are being done to the petitioners?
- 13. That the petitioners are left with no other alternative / efficacious remedy except to approach this Hon'ble High Court under Articles 226 & 227 of the Constitution of India.
- That the petitioners have not filed any such or similar writ petition, appeal or revision either in this Hon'ble High Court or in the Hon'ble Supreme Court of India.

It is respectfully prayed that this Hon'ble Court will be pleased to:-

a) to issue issuance of a writ in the nature of certiorari calling for the records of the respondents regarding the service of the petitioners and after perusal of the records a writ in the nature of certiorari calling for the records of the respondents regarding the service of the petitioners and after perusal of the records a writ in the nature of Certiorari modifying/setting aside the impugned orders dated P3701994 ::: ::: Downloaded on - 16-10-2016 12:15:16 :::

30.04.2014 (Annexure P-8 and P-9) being totally non-speaking,

illegal vide which illegal and arbitrary ceiling has been put by the respondents on more than 300 unutilized earned leaves of the petitioners.

- b) To issue a writ in the nature of Mandamus be issued to the respondents to declare that the petitioners are entitled for leave encashment upto 300 unutilized earned leave as per Govt. Notification dated 12.08.1998 (Annexure P-2) and followed by clarification letter dated 30.07.2010(P-3) and 17.08.2010(P-4).
- Filing of the certified copies of the Annexures may kindly be dispensed with:
- d) Permission be granted to file Photostat copy of annexure P-2 to P-
 - This Hon'ble court may also pass any order which this Hon'ble Court deems fit in the facts and circumstances of the case:

Costs of the petition be awarded to the petitioner. CTAIBHAGWANE, belowy-2

Chandigarh

Dated:14.07.2014 Through Counsel

(HARISH NAIN)

Advocate

Counsel for the Petitioners

VERIFICATION

Verified that the contents of the present writ petition from para No.1 to 11, 13 and 14 are true and correct to my knowledge and that of para No.12 is based on legal advice believed to be true. No part of it is false and nothing has been kept concealed there from.

Chandigarh

Chandigarh

Dated 14.07:203701994 ::: ::: Downloaded on - 16-10-2016 12:15:16 4! 2 1/16 - 0

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Petitioners

TAIPAL PHOGAT

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IN THE HIGH COURT OF	PUNJAB & HARYANA AT CHANDIGARH	
	Civil Writ Petition Noof 2014	,
Jaipal Phogat and another	Petitioners	
Versus .	·	
State of Haryana and ors	Respondents	
$0/k_1$	Affidavit of Jaipal Phogat retired Mechanic S/o Hoshiar	
	Singh retired as Mechanic from Workshop, Haryana	•
	Roadways, Bhiwani Depot , Bhiwani.	
I, the above named depo	nent do hereby solemnly Affirm and declare as under:	
1. That the deponent i	is conversant with the facts of present case and has gone	
	The same may kindly be read as part and parcel of this	
affidavit.		
That the contents of p	aras 1 to 11 and 13 & 14 of the writ petition are true and	
confect to my knowledge	and the contents of para 12 is believed to be correct as	
Personice of the counsel.	No part of the same is false.	
That no such or similar	writ petition has been filed in this Hon'ble High Court or	
Hon'ble Supreme court of	Curtines that the above statement muce on Carhis. A. before me on which the statement of th	7
Chandigarh	Daipe Phoson Robins TAIPAL PHO	2 14AT
Dated:14.07.2014	District Boundary and Deponent Identified by Mr. Hawk Work	
VERIFICATION Verified that the co	Oath Commissioner of my above parasson this affidavit are true and	
	nd belief and nothing relevant has been kept concealed	
-	5 saint had book hope bollocated	•

therein.

Amoreme PI 12

Regd.

Office: Public Information Officer HR Bhiwani

To,

Sh Jaipal Singh S/o Sh Hoshiar Singh

H.No. 03, Purani chara Mandi, Rohtak

Pin124001 M.No.9416337053

Sr No.6752 /RTI Dated 11.10.2013

Sub: Regarding supply information under RTI Act 2005.

In the above noted subject the application dated 13.09.2013 sent by you which was received by this office on 13.09.2013 and the information sought by you has prepared from relevant record, which is sent to you in original.

Public Information Officer,

HR Bhiwani

Sub:- Regarding supply information under RTI sought by Sh Jaipal singh Mechanic

In the above noted subject the application dated 13.09.2013 for supplying information under RTI sent by Sh Jaipal singh S/p Sh hoshiar Singh which was received by this office on 16.09.2013 is as under:-

- The leave of workshop employees are sanctioned as per Rule 8.116 of PB CSR 1 Part 1.
- The total service period till retirement of Jaipal Mechanic is 33 years 9
 months and 10 days and total service period of Sh Jaibhagwan Mechanic is
 36 years 2 months and 15 days.
- .3. The calculation of leave is made 1/22 days of the period spent on duty For the first year of appointment of workshop employees.

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- The calculation of leave is made 1/11 days of the period spent on duty after.
 one year of appointment of workshop employees.
- 5. The medical leave is granted to government employees under rule 8.128 of Pb CSR. There is no separate provision for employees in workshop.
- 6. As per record Sh Jaipal Singh Mechanic has not taken any medical leave and has taken earned leave as under:-

			•				•
Year	Leave	Year	Leave	Year	Leave	Year	Leave
1980	17day	1991	28day	2002	43day	2012	1day
1981	10day	1994	23day	2003	1day	2013	32day
1982	15day	1995	20day	2007	1day		y
1985	59day	1997	14day	2008	24day	_	
1986	20day	1998	1day	2009	125day	_	
1988	110day	1999	15day	2010	1day		
1990	10day	2001	31day	2011	1day		

As per record Sh Jaibhagwan Mechanic has taken medical and earned leave as under:

From 19.02.1990 to 05.04.1990 48 days half pay leave

From 1.12.2003 to 24.12 2003 24 days medical leave

From 23.08.2010 to 21.09.2010 · 30 days medical leave

From 20.09.2011 to 25.11.2011 67 days medical leave

Earned leave:-

Year	Leave	year	Leave	Year	Leave	Year	Leave
1979	33 day :: P3701994				86day 16 12:15:1		84day

1982	30 day	1990	45day	2001	10day	2005	77day
1986	06 day	1991	20day	2002	21day	2006	152day
1987-88	133day	1992	13day	2003	29day	2007	03day
2009	19 day			,			<u></u>

ECV

Establishment Assistant

Haryana Roadways Bhiwani,

True translated copy

Advocate

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Annexue P-I

LEAVE ENCASHMENT

56

No. 11/12/98-4FR-II

From

The Commissioner & Secretary to Government, Haryana, Finance Department.

Τo

All Head of Departments,
Commissioner, Ambala and Hisar Divisions,
All Deputy Commissioner and
Sub Divisional Officer (Civil) in Haryana,
The Registrar, Punjab and Haryana High Court, Chandigarh.

Dated, Chandigarh, the 12th August, 1998

Subject: Encashment of unutilised earned leave.

Sir.

I am directed to invite a reference to Haryana Government, Finance Department circular letter No.11/50/87-1FR-II, dated 29,4.87 wherein it was decided to grant benefit of leave encashment to Haryana Government employees on retirement upto 240 days. The question of raising the limit of this benefit has been under consideration of the State Govt. for some time past. After careful consideration, it has now been decided to raise the maximum limit of leave encashment from 240 days to 300 days to the following categories w.e.f. 1.7.97.

- (i) Retirement on attaining the age of superannuation.
- (ii) Cases where the service of a Government servant has been extended in the interest of public service, beyond the date of retirement on superannuation;
- (iii) Voluntary/pre-mature retirement;
- (iv) Where the services of a Government servant are terminated by notice or by payment of pay & allowances in lieu of notice, or otherwise in accordance with the terms and conditions of his appointment;
- (v) In the case of termination of re-employment after retirement;
- In the case of death of a Government servant while in service to the family of the deceased;
- (vii) In the case of leave preparatory to retirement;
- (viii) In the case of transfer of a Government servant to an industrial establishment;
- (ix) On absorption of a Government servant in the Central Public Sector Undertaking/autonomous body wholly or substantially owned or controlled by the Central/State Government.
- (x) A Government servant who resigns or quits service shall be entitled to cash equivalent in respect of earned leave at credit on the date of cessation of service, to the extent of half of such leave at his credit, subject to a maximum of 150 days.

There will, however, be no change in the existing terms and conditions for the grant of this benefit.

2. Necessary amendments to the relevant rules will be issued in due course.

Yours faithfully,

Sd/(Ram Niwas)
Joint Secretary, Finance (P.R)
for Commissioner and Secretary to Government,
Haryana, Finance Department.

TRUE COPY

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Annexure P-5 (Colly)

From

The Financial Commissioner-cum-Principal Secretary to Govt. of Haryana, Transport Department.

To,

The Director General, State Transport, Haryana, Chandigarh

Memo No. 25/08/2010-4PR-II dated, Chandigarh 30.07.2010

Subject: Regarding more than 300 days of earned leaves of Drivers/ Conductors/ employyes of workshop.

On the subject note above.

The granting of leave encashment for unutilized earned leaves of upto 300 days to the employees such as Drivers/ Conductors/ Employees of Workshop, working in Transport Department are being calculated. Due to this, their unutilized earned leaves have left behind less than 300 days. Therefore, they are granting leave encashment for less than 300 days of unutilized earned leaves. As per announcement dated 1.6.2010 of the Hon'ble Chief Minister, the Drivers/

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Conductors/ employees of Workshop are also entitled for leave encashment for 300 days of unutilized earned leaves at par with other employees of Transport department and Govt. of Haryana.

Therefore, you are directed to instruct your subordinate offices accordingly.

Sd/-

Superintendent, Tranport-II
For Financial Commissioner-cum- Principal
Secretary to Govt. of Haryana
Transport Department.

Correct Translation

Advocate

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Annexure P-5 (Colly)

Most Urgent

From

The Director General, State Transport, Haryana, Chandigarh.

To,

- All General Managers, Haryana Roadways
- 2. FSO, ISBT, Delhi.

Memo No. 10455-57/A2/E3 dated 17.08.2010

Subject: Regarding more than 300 days of earned leaves of Drivers/ Conductors/ employyes of workshop.

On the subject note above.

The granting of leave encashment for unutilized earned leaves of upto 300 days to the employees such as Drivers/ Conductors/ Employees of Workshop, working in Transport Department are being calculated. Due to this, their unutilized earned leaves have left behind less than 300 days. Therefore, they are granting leave encashment for less than 300 days of unutilized earned leaves. You are hereby

-23-

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informed by sending Govt. letter No. 25/08/2010-4PR-II dated 30.07.2010 that as per announcement dated 1.6.2010 of the Hon'ble Chief Minister, the Drivers/ Conductors/ employees of Workshop are also entitled for leave encashment for 300 days of unutilized earned leaves at par with other employees of Transport department and Govt. of Haryana.

Treat it most urgent.

CC: As above.

Sd/For Director General
State Transport, Haryana,
Chandigarh.

Correct Translation

Advocate

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Annexure P-5

Order Sr No. /EA/ECV

Dated ¹

The amount of leave encashment of 257 days to Sh Jaipal Retired Mechanic on 31.08.2013 is being paid in the following manner in view of letter issued by finance Department Letter no. 11/5/78-FD2 dated 31.12.1978 and in view of Rule 8.122(5) of Pb. Civil Services rule Vol 1 Part-1.

Earned leave

257

Basic pay

17940+3600

DA 80%

17232

Amount of pay

21540X257 =184526

30

Amount of DA

17232X257=147620 30

Total due amount

184526+147620=332146

The expenditure will be debited Under Major Head9Salary of Account)

Sd/ GM

Haryana roadways Bhiwani Depot

Page no.6073-75/EA/ECV

Dated 13.09.13

A copy of the above is sent to the following for necessary action.

- 1. Sh Jaipal Mechanic through clerk
- 2. Treasury Officer Bhiwani

True translated copy

Advocate.

Annexure P-6

Order Sr No. /EA/ECV

Dated

The amount of leave encashment of 211 days to Sh JaiBhagwan Retired Mechanic on 30.06.2013 is being paid in the following manner in view of letter issued by finance Department Letter no. 11/5/78-FD2 dated 31.12.1978 and in view of Rule 8.122(5) of Pb. Civil Services rule Vol 1 Part-1.

Earned leave

211

Basic pay

17300+3600

DA 80%

16720

Amount of pay

20900X211 = 146997

30

Amount of DA

16720<u>X211</u>=117597

30

Total due amount

146997+117597=264594

The expenditure will be debited Under Major Head9Salary of Account)

Sd/ GM

Haryana roadways Bhiwani Depot

Page no.6073-75/EA/ECV

Dated 13.09.13

A copy of the above is sent to the following for necessary action.

- 1. Sh Jaibhagwan Mechanic through clerk
- 2. Treasury Officer Bhiwani

True translated copy

Advocate.

HARISH NAIN Advocate Punjab & Haryana High Court Chandigarh. Annexure P- 7 E.mail;nainharish@gmail.com (M)9466390937,9417192683 #165/4-MDC/PKL,

Ref	Dated: 02.11.2013

Director General State Transport, Haryana,

30 Bays Building, Sector-17, Chandigarh.

2. General Manager, Haryana Roadways,

Bhiwani Depot, Bhiwani.

Subject:- Legal Notice-cum Final Demand Notice regarding granting pay for earned leave.

Sir,

Under the instructions and on behalf of my clients 1. Jaiphal Phogat retired Mechanic S/o Hoshiar Singh 2. Jaibahgwan retired Mechanic S/o Gokal Chand both retired from Workshop, Haryana Roadways, Bhiwani Depot, Bhiwani I hereby serve you this legal notice before filing the Civil Writ Petition in the Hon'ble Punjab and Haryana High Court for granting my clients leave encashment for earned leave.

2. That my above said clients have been retired as mechanic from your department. My client no.1 has been retired on 31.08.2013 after rendering 33 years 9 months and 10 days service and my client no.2 has been retired on 30.06.2013 after rendering 36 years 2 month and 15 days and as per guideline/instruction issued by the department time to time earned leave is calculated as under:-

1/22 days for 1st year of appointment

1/11 days after one year of service.

- 3. That in view of above said guideline/rule total earned leave of my client no.1 comes to 1103 days. Out of total 1103 of earned leave, my client has already taken 602 earned leave and hence 501 earned remain balance. However in view of specific rule an employee is entitled for leave encashment upto 300 earned leave. However you have committed a legal error while paying leave encashment for 257 earned leave only, hence my client is also entitled for leave encashment for 43 earned leave.
- 4. That likewise total earned leave of my client no.2 comes to 1184 days. Out of total 1184 of earned leave, my client has paire adjustment 843 parmed dealer and hebbel 342 earned dealer and

leave. However you have committed a legal error while paying leave encashment for 211 earned leave only hence, my client no.2 is also entitled for leave encashment for 89 earned leave.

5. That further our hon'ble High court has repeatedly held that leave encashment not merely a bounty but it is the hard earned money of an employee and hence is statutory right and hence entitled for the same.

In view of this it is, therefore, requested to consider the claim of my above said clients in view of the above mentioned facts and circumstances and release amount of leave encashment within 15 days of receipt of my legal notice, failing which the undersigned will have to move the Hon'ble High Court by way of filing the Civil Writ Petition and for that you will be responsible.

Note: Copy of the notice has been kept in my office.

(HARISH NAIN)

Advocate

True,copy

Advocate

Armerlue P8

Order no.

/EA/ECV

Dated

Sh JaipalSingh Mechanic (Retd) has filed CWP No.2769/2014 before Punjab and Haryana High Court regarding earned leave and The Hon'ble high Court has passed following order;-

In view of the statement made by the counsel for the petitioner and without going into the merit of the case of commenting thereon, the present writ petition is disposed of with directions to the General Manager, Haryana Roadways, Bhiwanirespondent No.3 to consider and decide the legal notice dated 02.11.2013 (Annexure P-6) within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioners is accepted the consequential benefits, if any, be released to them, in accordance with law, within a further period of one month.

In case the claim of the petitioners is not to be accepted, then a well reasoned and speaking order be passé and conveyed to the petitioners forthwitn.

Sh Jaipal Singh Retired Mechanic has 257 unutilize earned leave as per record and Rs. 3,32,146/- has been paid to him for above said 257 earned leave vide office order no.6072/EA/ECV dated 13.09.2013. Except this no dues are unpaid for earned leave to the petitioner.

General Manager

Haryana Roadways, Bhiwani Dated 30.04.2014

Pages 20040-43/EA/ECV

A copy of the above is sent to the following for information and necessary action

- Sh Jaipal Singh, Mechanic S/o Sh Hoshiar Singh VPO Bhaloth District Rohtak.
- Director General, Haryana roadways, Chandigarh.
- 3. Assistant District Attorney, Bhiwani
- 4. Office file.

Order no.

/EA/ECV

Dated

Sh Jaibhagwan Mechanic (Retd) has filed CWP No.2769/2014 before Punjab and Haryana High Court regarding earned leave and The Hon'ble high Court has passed following order vide order dated 13.02.2014;-

In view of the statement made by the counsel for the petitioner and without going into the merit of the case of commenting thereon, the present writ petition is disposed of with directions to the General Manager, Haryana Roadways, Bhiwani-respondent No.3 to consider and decide the legal notice dated 02.11.2013 (Annexure P-6) within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioners is accepted the consequential benefits, if any, be released to them, in accordance with law, within a further period of one month.

In case the claim of the petitioners is not to be accepted, then a well reasoned and speaking order be passé and conveyed to the petitioners forthwitn.

Sh Jaibhagwan Retired Mechanic has 211 unutilize earned leave as per record and Rs. 264594/- has been paid to him for above said 211 earned leave vide office order no.2848/EA/ECV dated 13.08.2013. Except this no dues are unpaid for earned leave to the petitioner.

General Manager
Haryana Roadways, Bhiwani
Dated 30.04.2014

Pages 20035-38/EA/ECV

A copy of the above is sent to the following for information and necessary action

- 1. Sh Jaibhagwan, Mechanic S/o Sh Hoshiar Singh VPO Bhaloth District Rrohtak.
 - 2. Director General, Haryana roadways, Chandigarh.
 - 3. Assistant District Attorney, Bhiwani
 - 4. Office file. .

^{29 of 38} General Manager

P	OWER OF ATTORN	YANA AT CHANDIGARH
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<u>84</u>	VERSUS Jeorg	gua and of Respondent/s
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	HARISH NAIN ADVOCATE (F	
Punjab & High Cour	t, Room No.14 in New Bar Con	nolex Chandigarh
Offcu	m-Resi.:- H. No 1026-FF/1	19 Panchkula M,
No.094	66390937	10 %
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Execution or in any other stage of fin	st instance or in appeal or Letter al decision.	this Court or any other Court in which the Patent Appeal or Review or Revision, or
necessary or advisable for the prosec	other petitions or affidavits or a oution of the said causes in all its	oss-objections or Petitions for execution, other documents as shall be deemed, stages.
4. To receive moneys and gra	relating to the said cause. nt receipts there of and to do a	oitration any differences or-disputes, that
5. To employ any other Advo	and in the course of the course of ocate authorizing him to exerci	the prosecution of the said cause. ise the power and authorities hereby
assumented about the advocate whelleve	er he may think fit to do so.	
in this connection. I/We further agree to	Ify whatever the advocate or his to attend the court on each date.	substitutes shall do in the premise and
And have heleby agree not to	o hold the Advocate or his subs	difutes responsible for the result of the
said cause in consequence of his absclaim before any legal forum including	sence from the Court when the s	said cause is called up for beginn Ma
And have nereby agree that in	the event of the whole or any pa	rt of the fee agreed by make to be well
to the varocate fellialling httpaid, be s	snall be entitled to withdraw from	the prosecution of the said source well
and dame is baid, and it any costs are a	allowed for an adjournment, the A	dvocate would be entitled to the same
to any other Court or the Court sits at an	ne Advocate will not be bound to my place other than its normal place	appear for us if the case is transferred e of sitting
IN WITNESS WHEREO	FI We do hereunto set my/ our	handa ta thana mananta il
of which have been explained to and ur This	nderstood by me/us.	1 is like
,		2014
Acçepted		
		(JAIRHAGWAN)
\mathcal{M}	•	CIAIBHAGWAN)
HARISH NAIN ADVOCATE (P- 723/0	O6) (Signature / Thumb	Impression of the Client)
l. No. 1026-FF/19 Panchkula		5144101 Pts 10
-723/06		(JAIRAL DYNCHT)





पंजीकृत कार्यालय

कार्यालय जन सूचना अधिकारी हरियाणा राज्य परिवहन भिवानी।

सेवा में,

श्री जयपाल सिंह पुत्र श्री होशियार सिंह मकन्न न0 03 पुरानी चारा मण्डी रोहतक। पिन 124001 मोबाईल न0 9416337053

कम क 6752 /आर.टी.आई. दिनांक १०० २०१3

विषय:--

सूचना के अधिकार अधिनियम 2005 के तहत सूचना उपलब्ध करनाने बारे।

उपनक्त विषय पर आप द्वारा भेजा गया आवेदन दिनांक 13.09.2013 जो इस कार्यालय में देनांक 13.09.2013 को प्राप्त होने पर उस में आप द्वारा मांगी गई सूचना सम्बन्धित ारा रिकार्ड अनुसार तैयार की गई है। जो आपको मूल रूप में प्रेषित की जाती है।

> जन सूर्वना अधिकारी हरियाणा राज्य परिवहन भिवानी

> > 160

विषय:--

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सूचना के अधिकार के तहत श्री जयपाल सिंह पुत्र श्री होशियार सिंह मैकेनिक द्वारा मानी गई सूचना बारे ।

उपरोक्त विषय सूचना के अधिकार के तहत श्री जयपाल सिंह पुत्र श्री होशियार सिंह मैकेनिक द्वारा दिनाक 13.09.2013 को मेजा गया आवेदन जो इस कार्यालय में दिनांक 16.09.2013 को प्राप्त में मागी गई सूचना निम्न प्रकार से है:—

1 कर्मशाला कर्मचारीयों के अवकाश नियम 8.116 of Pb CSR 1 पार्ट 1 के अनुसार स्वीकृत किये जाते हैं

श्री जयपाल जिंह मेकैनिक की सेवा निवृत तक कुल सेवा अवधि 33 साल 9 माह 10 दिन की है तथा श्री जयभगवान मेकैनिक की सेवा निवृत तक कुल सेवा अवधि 36 साल 2 माह 15 दिन की है।

नियुक्ति के प्रथम वर्ष में कर्मशाला कर्मचारीयों को 1/22 of the perod spent on duty की गणना अनुसार अवकाश निकाले जाते हैं ।

नियुक्ति के एक वर्ष के बाद कर्मशाला कर्मचारीयों को 1/11 of the perod spent on duty. की गणना अनुसार अवकाश निकाले जाते हैं।

भरकारी कर्मगृरियों को मैडिकल अवकाश पंजाब सिविल सर्विस रूल 8.128 के तहत प्रदान किये जाते हैं । कर्मशाला में कर्मचारियों का कोई अलग से प्रावधान नहीं है ।

रिकार्ड अनुसार श्री जयपाल सिंह मेकैनिक ने मैडिकल अवकाश नहीं ले रखे हैं तथा अजिर्त अवकाश निम्न प्रकार से ले रखे हैं:--

वर्ष	अवकाश	वर्ष	अवकाश	वर्ष	अवकाश	वर्ष	अवकाश
1980	17 दिन	1991	28 दिन	2002	43 दिन	2012	। दिन
1981	10 दिन	1994	23 दिन	2003	1 दिन	2013	32दिन
1982	15 दिन	1995	20 दिन	2007	1 दिन		
1985	59 दिन	1997	14 दिन	2008	24 दिन		
1986	20 दिन	1998	1 दिन	2009	125 दिन	7	
1988	110दिन	1999	15 दिन	2010	1 दिन		
1990	10 दिन	2001	31 दिन	2011	1 दिन		
~ -		- 3	72 7 77	TEX SILIES	~ ~ ~	_ ~	

रिकार्ड अनुसार श्री ज्यमगवान मैकेनिक ने मैडिकल अवकाश व अर्जित अवकाश निम्न प्रकार से ले

विनांक 19.02.1990 र 05.04.1990 तक 48 दिन अर्घ वेतन अवकाश

दिनांक 01.12.2003 र 24.12.2003 तक 24 दिन मैडिकल अवकाश

दिनांक 23.08.2010 र' 21.09.2010 तक 30दिन मैडिकल अवकाश

दिनांक 20.09.2011 र¹ 25.11.2011 तक 67 दिन मैडिकल अवकाश

अर्जित अवकाश

वर्ष	अवकाश	वर्ष	अवकाश	वर्ष	अवकाश	वर्ष	अवकाश
1979	33 दिन	1989	63 दिन	1995-96	86 दिन	2004	84 दिन
1982	30 दिन	1990 A	45 दिन	2001	10 दिन	2005	77 दिन
1986	06 दिन	1991	20 दिन	2002	21 दिन	2006	152 दिन
1987-88	133दिनं	1992	13 दिन	2003	29 दिन	2007	03 दिन
2009	19 दिन		* *************************************		·		

ईसीव

स्थापना सिहायक हरियाणा राज्यी परिवहन,मिवानी ।

246

Date 2 81.10

प्रेषक

वित्तायुक्त एवं प्रधान सचिव,हरियाणा सरकार, परिवहन विभाग ।

सेवा मे

महानिदेशक, राज्य परिवहन, हरियाणा, चण्डीगढ 📙

16

यादी कमांक 25/08/2010-4पंरि0-11 दिनांक चण्डीगढ 30/7/2010

चालक / परिचालकों तथा कर्मशाला में तैनात कर्मचारियों को 300 दिन से अधिक अर्जित अवकाश बारे ।

उपरोक्त विषय के संदर्भ में ।

परिवहन विभाग में कार्यरत चालकों / परिचालकों तथा कर्मशाला के कर्मचारियों को 300 दिन तक अर्जित अवकाश प्रदान करने की गणना की जा रही है। जिससे उन द्वारा लिए गए अर्जित अवकाश को 300 दिन में से ही कम कर दिया जाता है । जिसके कारण उनका अर्जित देय अवकाश 300 दिन अथवा कम रह जाता था । दिनांक 1.6.2010 को माननीयं नुख्यगंत्री महोदय द्वारा की गई घोषणा के अनुसार चालक / परिचालक तथा कर्मशाला के कर्मचारियों को उनका 300 दिन से अधिक अर्जित अवकाश अनके खाते में परिवहन विभाग व सरकार के अन्य कर्मचारियों की तरह ही दर्ज करने की स्वीकृति प्रदान की जाती है।

अतः आपको निर्देश दिए जाते हैं कि अपने सभी अधीनस्थ कार्यालयों को भी तदानुसार कार्यवाही करने के लिए दिशा निर्देश जारी कर दिए जाए ।

> कृतेः वित्तायुक्त एवं प्रधान सचिव,हरियाणा सरकार, परिवहन विभाग

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Ans By

आहे आवश्यक.

9415

नहारिदेशक राज्य परितहन हरियाणा. चण्डीगढा

रोवा में

- सभी महाप्रबन्धक, हरियाणा राज्य परिवहन।
- एफ०एस०ओ०, आई०एस०बी०टी०, दिल्ली।

कमाक: -/०१/५५-७८ / ए२/ई३

दिनाक 17/8/10

विषय:- चालक / परिचालकों तथा कर्मशाला में तैनात कर्मचारियों को 300 दिन से अधिक अर्जित अवकाश बारें।

जगरोवत विषय के संदर्भ में।

परिवहन विभाग में कार्यरत चालकों /परिचालकों तथा कर्मशाला के कर्मवारीयों को 300 दिन तक अर्जित अवकाश, प्रदान करने की गणना की जा रही है जिससे उन द्वारा लिए गए अर्जित अवकाश को 300 दिन में से ही कम कर दिया जाता है जिसकें कारण उनका अर्जित देय अवकाश 300 दिन अथवा कम रह जाता है। इस संदर्भ में आपको सरकार के पत्र कमांक 25/08/2010-4परि0-11, दिनांक 30.07.2010 की प्रति भेजते हुए सूचित किया जाता है कि दिनांक 01.06.2010 को गान्नीय मुख्यमंत्री महोदय द्वारा की गई घोषणा के अनुसार चालक/परिचालक तथा कर्मशाला के कर्मचारीयों को उनका 300 दिन से अधिक अर्जित अवकाश उनके ख़ांते में परिवहन विभाग व सरकार के अन्य कर्मचारियों की तरह ही दर्ज करने की स्वीकृति प्रदान की जाती है।

इसे अति आवश्यक समझा जावे।

संलग्नः उपरोक्त।

कृतोः महानिदेशकः, राज्य परिवहनः, हरियाणाः,

भाम शारम रिसार होती को स्वन्तांक प्रेकित है।

Superintendent Harvand Roadways

TRUE COPY

Suresh KumaP37 2013.11.28 15:18 Scanned True Copy of Original 1994 ::: ::: Downloaded on - 16-10-2016 12:15:16 ::

Anniempher 25

आदेश क्रमांक/ईए/ईसीव

दिनांक

श्री जयपाल, मैकेनिक सेवा निवृत दिनांक 31–08–2013 को वित्त विभाग हरियाणा सरकार के पत्र क्रमांक 11/5/78-एफड़ी2 दिनांक 13-12-1978 जो की पंजाब सिविल सेवा नियमावली वाल्युम-1 पार्ट-1 नियम 8.122(5) के अनुसार 211 दिनों के अर्जित अवकाश की लिव-इन-कैशमेन्ट की राशी निम्न प्रकार से प्रदान की जाती है।

अर्जित अवकाश

257

मुल वेतन

17940+3600 = 21540

मंहगाई गत्ता 80%

17232

वेतन की राशी

21540 X 257 = 1,84,526

30

महगाई नत्ता की राशी

 $17232 \times 257 = 1,47,620$

30

कुल देय राशी

1,84,526+1,47,620 = 3,32,146

The expenditure will be debited Under Major Head (Salary Head of Account).

हिन्ति के महाप्रबन्धक, हरियाणा राज्य परिवहन, भिवानी।

पु०क्रमांक 60) 3-75 र्इए/ईसीव

दिनांक 13/9/13

उपरोक्त की एक प्रति निम्नलिखित को आवश्यक कार्यवाही हेतु प्रेषित है:-

🤏 श्री जयपाल, मैकेनिक द्वारा पैन्शन लिपिक

खजाना अधिकारी भिवानी।

ईसीव वेतन/आदेश मिसल/निजी मिसल।

महाप्रबन्धक, हरियाणा राज्य परिवहन भिवानी।

Fre Mon col

35 of 38

श्री जयभगवान, मैकेनिक सेवा निवृत दिनाक 30 10 2013 को वित्त विभाग हरियाणा सरकार के पत्र क्रमांक 11/5/78-एफडी2 दिनांक 13-12-1978 जो की वंदाब सिविल सेवा नियमावली वाल्युम-1 पार्ट-1 नियम 8.122(5) के अनुसार 211 दिनों के अर्जित अवकाश की लिव-इन-कैशमेन्ट की राशी निम्न प्रकार से प्रदान की जाती है।

अर्जित अवकाश

211

मुल वेतन

17300+3600 == 20900

मंहगाई भत्ता 80%

16720

वेतन की राशी

20900 X 211 = 1,46,997

महगाई भत्ता की राशी

16720 X 211 = 1,17,597

कुल देय राशी

1,46,997+1,17,597 = 2,64,594

The expenditure will be debited Under Major Head (Salary Head of Account).

> हरियाणा राज्य परिवहन, भिवानी ।

/ईए/ईसीव दिनांक <u>/3/8</u>//3

प्रेपरोक्त की एक प्रति निम्नलिखित को आवश्यक कार्यवाही हेतु प्रेषित है:--

श्री जयभगवान, मैकेनिक द्वारा पैन्शन लिपिक

खंजाना अधिकारी भिवानी।

ईंसीव वेतन/आदेश **मिसल/नि**जी मिसल।

रिस्मिप्रिक्टम,

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36 of 38

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आदेश क्रमाक _____/ईए/ईसीव

दिनाक

श्री जयपाल सिंह, मैकेनिक (रोवा निवृत्त) द्वास अर्जित अवकाश बारे माननीय उच्च न्यायालय पंजाब एवं हरियाणा वण्डीगढ में सीडब्लयूपी नंठ 2769/2014 दायर की गई माननीय उच्च न्यायालय पंजाब एवं हरियाणा वण्डीगढ़ ने अपने निर्णय दिनाक 13 02 2014 द्वारा निम्नलिखित निर्देश दियें।

In view of the statement made by the counsel for the petitioner and without going into the merit of the case of commenting thereon, the present writ petition is disposed of with directions to the General Manager. Haryana Roadways, Bhiwanisrespondent No. 3 to consider and decide the legal notice dated 02.11.2013 (Annexure P-6) within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioners is accepted the consequential benefits, if my, be released to them, in accordance with law, within a further period of one month.

In case the claim of the petitioners is not to be accepted, then a well reasoned and speaking order be passé and conveyed to the petitioners forthwitn.

श्री जयपाल सिंह, मैकेनिक (सेवा निवृत) के रिकार्ड अनुसार 257 दिनों के अर्जित अवकाश क्षेप के जिनका लाग इस कार्यालय के आदेश क्रमांक 6072/ईए/ईसीव दिनांक 13 09 2013 होस रें 3,32,146/ की अदायमी कर दी गई। इसके अतिरिक्त वादी का अर्जित अवकाश वारे कोई भी देव लाग वकाया नहीं है।

म्हाप्रदेशिकः इरियाणा राज्य परिवहनः जेवानी।

40क्रमांक 2040-43 /ईए/ईसीव

R-110 30-4-14

प्रयोक्त की एक 2 प्रति निम्नलिखित को सूचनार्थ एवम् आवश्यक कार्यवाही हेतु प्रेषित है श्री जयपाल सिंह, मैकेनिक पुत्र श्री होशियार सिंह, गाँव व डा०-मालोठ, जिला सेहतक। महानिदेशक, राज्य परिवहन हरियाणा, चण्डीमढ़।

3 सहायक जिला न्यायवादी, भिवानी ।

अादेश फाईल ।

निर्माप्रवन्धकः, ःरिवाणा रात्वा परिवहनः, भिवानीश्र

Or No

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आदेश	क्रमांक	*.***	/:	υł	/ રૂ	सी	q

दिनांक

श्री जयभगवान, मैकेनिक (रोवा निवृत्त) द्वारा अर्जित अवकाश वारे माननीय उच्च न्यायालय पंजाब एवं हरियाणा वण्डीगढ में सीडब्लयुपी नं0 2769/2014 दायर की गई गाननीय उच्च न्यायालय पंजाव एवं हरियाणा वण्डीगढ ने अपने निर्णय दिनांक 13-02-2014 द्वारा निम्नलिखित निर्देश दियें।

In view of the statement made by the counsel for the petitioner and without going into the merit of the case of commenting thereon, the present writ petition is disposed of with directions to the General Manager, Haryana Roadways, Bhiwanirespondent No. 3 to consider and decide the legal notice dated 02.11.2013 (Annexure P-6) within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioners is accepted the consequential benefits, if any. be released to them, in accordance with law, within a further period of one month.

In case the claim of the petitioners is not to be accepted, then a well reasoned and speaking order be passé and conveyed to the petitioners forthwitn.

श्री जयभगवान, मैकेनिक (रोवा निवृत) के रिकार्ड अनुसार 211 दिनों के अर्जित अवकाश क्षेष्र थे जिनका लाग इस कार्यालय के आदेश क्रमांक 2848/ईए/ईसीसी दिनांक 13-08-2013 हास 🕇 की अदायनी कर दी गई। इसके अनिरिक्त वादी का अिंत अवकाश बारे कोई भी देय लाभ वकाया - हीं है।

> हरियाणा राज्य परिवहन भिवानी ।

पृश्कमांक **२००३ ५-38**/ईए/ईसीव

उपरोक्त की एक 2 प्रति निम्नलिखित को सूचनार्थ एवम् आवश्यक कार्यवाही हेतु प्रेषित है :

श्री जयभगवान, गैकेनिक पुत्र श्री गोकल चन्द गाँव व डा० बडाला, जिला-भिवानी।

महानिदेशक, राज्य परिवहन हरियाणा, चण्डीगढ़।

सहायक जिला न्यायवादी, भिवानी। 3

आदेश फाईल |

हरियाणात्रपुच्य परिवटाः,

Or.No.

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