

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

CWP-15191-2015 (O&M)  
Date of decision : 28.07.2015

Amar Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Amit Kaith, Advocate for the petitioner.

**JITENDRA CHAUHAN, J.**

By way of the present writ petition filed under Articles 226/227 of the Constitution of India, the petitioner, inter alia, seeks issuance of a direction to the respondents to count the military service rendered during the second emergency w.e.f. 03.12.1971 to 25.03.1977, towards pensionary benefits.

The learned counsel contends that the case of the petitioner is squarely covered by the ratio of law laid down in ***Rajinder Singh Vs. State of Punjab and others***, CWP No.17661 of 2013, decided on 13.11.2014 (Annexure P-3). He further submits that, at this stage, he will be satisfied in case, the respondents are directed to decide the legal notice, dated 12.06.2015 (Annexure P-4).

Having regard to the nature of the order being passed, there appears to be no necessity to call upon the respondents to file their counter replies/affidavits, at this stage.

In the circumstances, without advertng to the merits of the case, the present petition is disposed of with a direction to the competent authority, to examine the case of the petitioner within eight weeks from the date of receipt of a certified copy of this judgment and in case, after examination, the competent authority reaches to the satisfaction that the case of the petitioner is covered, then the consequential benefits be released within eight weeks thereafter<sup>4</sup>.

Disposed of.

**28.07.2015**

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**(JITENDRA CHAUHAN)**  
**JUDGE**