

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

**CWP No.24929 of 2015
Date of decision : 30.11.2015**

Mela Singh & anr.

....Petitioners

Versus

State of Punjab & ors.

....Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Ms. Charu Sharma, Advocate
for the petitioners.

G.S.Sandhawalia, J. (Oral)

The petitioners seek relief of refixing of pay and pension in the revised pay scales after granting Time Bound Promotional Scales/increments on completion of 8 and 16 years service and for the release of arrears of pay and revised pension along with interest @ 18% p.a.

The pleaded case of the petitioners is that they were working as P.R. Chowkidars and superannuated on 31.03.2008 and 31.12.2005 respectively. On the revision of the pay scales w.e.f. 01.01.2006 pension is required to be paid on revised scales i.e. not less than minimum 50% of the last pay drawn whereas the petitioners were granted pension on the unrevised pay scales. The petitioners are entitled to their pension in the revised pay grade and are also entitled to arrears of the revised pension but the same has not been paid in spite of demand having been raised. Legal notice dated 25.05.2015 (Annexure P-4) has been served on behalf of petitioner No.1 whereas representation dated 25.08.2015 (Annexure P-5) has been served upon the respondents on behalf of petitioner No.2.

Learned counsel for the petitioners submits that since the

issue is still pending consideration, she will be satisfied if a time bound direction is given to the respondents.

Accordingly, without commenting on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3 to take a decision on the legal notice dated 25.05.2015 (Annexure P-4) and the representation dated 25.08.2015 (Annexure P-5) within a period of 3 months from the date of receipt of certified copy of the order. In case any amount is found due to the petitioners, the same shall be released within a period of 2 months thereafter. Needless to say that in case the relief is to be declined, speaking order be passed and conveyed to the petitioners.

30.11.2015
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(G.S. SANDHAWALIA)
JUDGE