

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

CWP No. 5045 of 2014 (O&M)

Date of decision: 11.05.2015

Rajender Pal and others

...Petitioners

Versus

Dakshin Haryana Bijli Vitran Nigam and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Shailendra Sharma, Advocate for the petitioners.

Mr. P.S. Poonia, Advocate for the respondents.

Jitendra Chauhan, J. (Oral)

By way of the instant writ petition, under Articles 226/227 of the Constitution of India, the petitioners seek issuance of directions to the respondents to grant the benefit of modified 2nd ACP of Rs. 5450-8000 w.e.f. 01.01.1996 by way of notional fixation of their pay and further recalculate the retiral benefits of the petitioners and refix their pension and release the arrears thereof.

The learned counsel for the petitioners states that the case of the petitioners is squarely covered by judgment of this Court rendered in CWP No. 14580 of 2006 dated 07.05.2008, titled as **Prem Paul and others Vs. The Managing Director, Uttar Haryana Bijli Vitran Nigam and others** (Annexure P4).

The learned counsel for the respondents is unable to

controvert the assertion raised by the learned counsel for the petitioner.

In the circumstances, the present petition is allowed in terms of **Prem Paul's** case (supra). The respondents are directed to consider and release the benefits in favour of the petitioners, within a period of four months from the date of receipt of a certified copy of this order.

11.05.2015

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(JITENDRA CHAUHAN)
JUDGE