

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

CWP-9735-2015 (O&M)
Date of decision : 15.05.2015

Sukhwinder Kaur and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. G.P.S. Randhawa, Advocate for the petitioners.

JITENDRA CHAUHAN, J.

This petition under Articles 226/227 of the Constitution of India, is for quashing of reply/letter dated 26.08.2013 (Annexure P-2) whereby, the respondents have rejected the claim of the petitioners for counting service rendered by one of the petitioners against leave vacancy, towards qualifying service for pensionary benefits.

The learned counsel contends that the case of the petitioners is squarely covered by the ratio of law laid down in CWP No.11029 of 2008, titled as *Surjit Kaur Vs. State of Punjab and others*, decided on 19.11.2009 (Annexure P-3)

Keeping in view the prayer made in the petition, without advertng to the merits of the case, at this stage, the present petition is disposed of with a direction to the competent authority, to consider and decide as to whether the case of the petitioners is covered by the ratio of law laid down in Annexure P-3, by passing a speaking order, within

a period of four weeks from the date of receipt of a certified copy of this order. In case, the case of the petitioners is found covered, the consequential benefits be released to them within a period of two months thereafter.

Disposed of.

15.05.2015

atulsethi

(JITENDRA CHAUHAN)
JUDGE