

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 10331 of 2014 (O&M)

Date of decision: 17.11.2016

Kishan Dass Mahey & Others

...Petitioners.

Vs.

State of Punjab & Others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. R.K. Arora, Advocate for the petitioners.

Mr. Rajat Bansal, AAG, Punjab.

KULDIP SINGH, J.(ORAL)

Petitioners, who are retired as DEO, Lecturer, Head Master, Head Mistress prior to 01.01.2006 except Jogi Ram, who retired on 31.01.2006, have moved this Court for refixation of their pension in terms of orders passed in CWP No. 25733 of 2012 titled as A.P. Sharma and Others Vs. State of Punjab and Others decided on 22.10.2013, by a Single Bench of this Court (Annexure P-7) which was upheld in Letters Patent Appeal by a Division Bench of this Court in LPA No. 352 of 2014 decided on 31.08.2016, regarding pre 01.01.2006 retirees. It also comes out that post 01.01.2006 retirees also moved to this Court by way of another CWP No. 19870 of 2016 (O&M) titled as Teja Singh and Others Vs. State of Punjab and Others, which was also decided by this Court on 30.09.2016 vide which the benefit granted in judgment of A.P. Sharma (supra) was also extended to the post 01.01.2006 retirees. Since most of the petitioners are pre 01.01.2006 retirees except one Jogi Ram who is post 01.01.2006 retiree, therefore, they are entitled to the benefit of judgment of A.P. Sharma's and Teja

Singh's case (supra).

Accordingly, the petition is allowed and the petitioners are also ordered to be granted the benefit of judgment of A.P. Sharma and Teja Singh (supra) as extended to the petitioners in the said petition.

(KULDIP SINGH)
JUDGE

17.11.2016

Poonam (II)

Whether speaking/reasoned: *Yes*

Whether reportable: *No*