

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 25326 of 2012
Date of Decision: 19.09.2016

HARBANS SINGH & OTHERS

... Petitioner

Vs.

V/S STATE OF PUNJAB & OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. S.K. Batish, Advocate,
for the petitioner.

Mr. Roopam Aggarwal, DAG, Punjab.

KULDIP SINGH, J. (Oral)

By way of this writ petition, the petitioners claim release of all the retiral benefits as admissible to the regularized employees of the same category.

Brief facts of this case are that the petitioners had worked as PR Chowkidar and later on, they were regularized during the pendency of the writ petition bearing *CWP No. 10364 of 2008* titled as *Amrik Singh and others Vs. State of Punjab and others* decided on 12.03.2012 but all the retiral benefits have not been paid. The petitioners claim that GPF and ACP/proficiency step up was not given despite being regularized.

The learned State counsel has taken the stand that all the retiral benefits have been paid to the petitioners. GFP has not been paid to the petitioners since they have not contributed towards the same and since, the ACP/proficiency step-up is only admissible to the regular employees with requisite qualifying service, therefore, the petitioners are not eligible for grant

CWP-25326- 2012

of proficiency step up, as they have not completed the requisite qualifying service for the same.

After hearing both the parties, I am of the view that the petitioners have not contributed toward towards GPF after they were regularized therefore, GPF cannot be paid to them and so far as the ACP/proficiency step up is concerned the petitioners had not completed the requisite regular service, therefore, they are not eligibile for ACP/proficiency as well.

In view of the above the present writ petition stands dismissed.

September 19, 2016

Suresh Kumar

**[KULDIP SINGH]
JUDGE**

	✓	
<i>Whether speaking / reasoned</i>	<i>Yes</i>	<i>No</i>
		✓
<i>Whether Reportable</i>	<i>Yes</i>	<i>No</i>