

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 24429 of 2016

Date of Decision: 28.11.2016

PARSHOTAM SINGH AND OTHERS

...Petitioners

VS.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: **HON'BLE MR. JUSTICE KULDIP SINGH.**

Present: Mr. Vikas Chatrath, Advocate,
for the petitioners.

KULDIP SINGH, J (ORAL)

The petitioners have preferred the present writ petition under Articles 226/227 of the Constitution of India for issuance of writ of Certiorari for quashing of Punjab Government Circular dated 13.06.2012 (*Annexure P-8*) being illegal and arbitrary and for not fixing the pension in terms of the Government Circular dated 17.08.2009 and 22.02.2010 (*Annexure P-5, P-6 and P-7*). The petitioners also sought issuance of writ of Mandamus directing the respondents to re-fix the pension in terms of the judgment rendered in LPA No. 352 of 2014, State of Punjab & Others Vs. A.P. Sharma and others decided on 31.08.2016 (*Annexure P-13*) as well as Civil Appeal No. 1123 of 2015 titled as State of Rajasthan Vs. Mahendra Nath Sharma decided on 01.07.2015 and CWP No. 2866 of 2014, Karanvir Singh and others Vs. State of Punjab and others decided on 30.09.2016 (*Annexure P-15*) and to release all the consequential benefits alongwith interest.

Brief facts of this case are that the petitioners are the pre 01.01.2006 retirees from different departments of Punjab Government. The petitioners aver that their claims are covered by the judgments passed in LPA

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No. 352 of 2014 titled as State of Punjab & Others Vs. A.P. Sharma and others decided on 31.08.2016 (Annexure P-13) and CWP No. 2866 of 2014, titled as Karanvir Singh and others Vs. State of Punjab and others decided on 30.09.2016 (Annexure P-15).

Learned counsel for the petitioners contended that the petitioners would be satisfied if a direction to the respondent No. 1 is given, to decide the claims of the petitioners in view of the aforesaid judgments.

In view of the matter, the petition is disposed of with a direction to respondent No. 1 to pass a speaking order qua the claim of the petitioners in view of the aforementioned judgments State of Punjab & Others Vs. A.P. Sharma and others and Karanvir Singh and others Vs. State of Punjab and others (Supra) within two months from the date of receipt of certified copy of this order and if it is found that the claims of the petitioners are covered under the aforementioned judgments, necessary relief shall be granted to them within next three months from passing of the speaking order.

In view of the above, the writ petition is disposed of.

November 28, 2016
Suresh Kumar

(KULDIP SINGH)
JUDGE

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