

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

**CWP-10745-2015 (O&M)  
Date of decision: 31.10.2017**

Tara Singh & others

... Petitioners

Vs.

State of Punjab & others

... Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

Present: Mr. Vishal Gupta, Advocate for the petitioners.

Ms. Monica Chhibber Sharma, Sr. DAG, Punjab.

...

**TEJINDER SINGH DHINDSA, J.**

As per pleadings on record, petitioners herein are either retired or working on different posts under the Education Department, State of Punjab and remained posted at Jagraon from 01.01.2001 to 31.07.2009.

The instant petition is directed against the order dated 31.10.2014 (Annexure P-5) passed by the Director, Public Instructions (S.E.), Punjab, whereby the claim of the petitioners for release of arrears of House Rent Allowance @ 7.5% of the basic pay from 01.01.2001 to 31.07.2009 has been rejected.

Counsel for the parties are ad idem that identical claim has already been dealt with by a Coordinate Bench of this Court in **CWP No.5741 of 2012 (Ajmer Singh & others Vs. State of Punjab & others)** decided on 04.04.2013 at Annexure P-3 and the claim was allowed.

The judgment at Annexure P-3 in **Ajmer Singh's case (supra)** has been perused.

Learned State counsel apprises the Court that even LPA No.536 of 2015 preferred by the State of Punjab against the judgment rendered by the writ Court has been dismissed on 09.08.2016 on the ground of delay and also by noticing that the judgment of the learned Single Judge already stood implemented.

Under such circumstances, the present petition is allowed. Impugned order dated 31.10.2014 (Annexure P-5) is set aside.

Petitioners are held entitled to the HRA @ 7.5% of the basic pay w.e.f. 01.01.2001 to 31.07.2009 by treating the town Jagraon as class 'C' City. Arrears be released to the petitioners within a period of three months from the date of receipt of a certified copy of this order.

Petition is allowed.

**31.10.2017***harjeet***(TEJINDER SINGH DHINDSA)  
JUDGE**

|                                |        |
|--------------------------------|--------|
| (i) Whether speaking/reasoned? | Yes/No |
| (ii) Whether Reportable?       | Yes/No |