

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 13683 OF 2014 (O&M)
DECIDED ON: NOVEMBER 13, 2017

KESHWANAND AND ORS.

....PETITIONERS..

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vivek Baghla, Advocate
for the petitioners.

Mr. Manoj Bajaj, Additional Advocate General, Punjab.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioners have sought issuance of a writ in the nature of certiorari for quashing Punjab Govt. Circular dated 13.06.2012 (Annexure P-8) as well as writ of mandamus directing the respondents to re-fix the pension of pre 01.01.2006 retirees as per Punjab Govt. Circular dated 17.08.2009 (Annexure P-2), circular dated 22.02.2010 (Annexure P-3) and circular dated 15.12.2011 (Annexure P-4) in view of removal of anomaly.

2. Concededly, the case of the petitioner is fully covered with the judgment rendered by this Court in *CWP No. 25733 of 2012*, captioned as “*A.P. Sharma and others v. State of Punjab and others*”, decided on 22.10.2013 (Annexure P-11). It being so, the petitioners are also entitled to the

same relief, which has been granted to the petitioners in *A.P. Sharma's* case (supra).

3. Accordingly, instant petition is disposed of with the direction to the respondents to consider the claim and calculate the pecuniary benefits accrued to the petitioners in terms of *A.P. Sharma's* case (supra) within a period of two months from the date of receipt of a certified copy of this order and in case, the same are not released/dispensed within aforesaid period of two months, it would entail interest @ ₹9% p.a. from the date of filing of instant petition.

4. However, if the petitioners still feel aggrieved against the order passed by the concerned authority, they shall be at liberty to approach this Court.

NOVEMBER 13, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *Yes/No*