

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

CWP-25602-2017 (O&M)
Date of decision:14.12.2017

Constable Ranjit Singh ... Petitioner

Vs.

State of Punjab & others ... Respondents

2. CWP-25604-2017 (O&M)

Constable Jagsir Singh & others ... Petitioners

Vs.

State of Punjab & another ... Respondents

3. CWP-25606-2017 (O&M)

Constable Nirbhay Singh & others ... Petitioners

Vs.

State of Punjab & another ... Respondents

4. CWP-25609-2017 (O&M)

Constable Kamaljit Kumar & others ... Petitioners

Vs.

State of Punjab & another ... Respondents

5. CWP-27635-2017 (O&M)

Mewa Singh & others ... Petitioners

Vs.

State of Punjab & others ... Respondents

6. CWP-27910-2017 (O&M)

Sukhwinder Singh & others ... Petitioners

Vs.

State of Punjab & another ... Respondents

7. CWP-27911-2017 (O&M)

Shri Ram

... Petitioner

Vs.

State of Punjab & others

... Respondents

8. CWP-27912-2017 (O&M)

Pawan Kumar & others

... Petitioners

Vs.

State of Punjab & another

... Respondents

9. CWP-27913-2017 (O&M)

Lakhbir Masih

... Petitioner

Vs.

State of Punjab & others

... Respondents

10. CWP-27950-2017 (O&M)

Constable Satwinder Singh & others

... Petitioners

Vs.

State of Punjab & another

... Respondents

11. CWP-28207-2017 (O&M)

Constable Hira Singh & others

... Petitioners

Vs.

State of Punjab & another

... Respondents

12.CWP-21731-2017 (O&M)

Ravinder Nath & others

... Petitioners

Vs.

State of Punjab & others

... Respondents

13. CWP-28403-2017 (O&M)

Narinder Singh & others

... Petitioners

Vs.

State of Punjab & others

... Respondents

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

Present: Mr. B.S. Sidhu, Advocate,
Mr. J.S. Mohri, Advocate for the petitioners.

Mr. Avinit Avasthi, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

This order shall dispose of the afore mentioned 13 writ petitions as the facts involved are similar in nature and the relief sought is also identical.

The petitioners in these bunch of petitions were engaged as Special Police Officers by the Police Department, State of Punjab and subsequently on their qualifying the suitability test were enrolled as Constables from the source of Special Police Officers. All of them have been enrolled as Constables after 1.1.2004. On such basis they are sought to be governed under the New Restructured Defined Contributory Pension Scheme introduced for the appointees with the Punjab Govt. after 1.1.2004. The prayer is for a direction that the petitioners in these connected petitions be governed under the Old Pension Scheme applicable to the appointees prior to 1.1.2004 by counting their previous period of engagement with the Punjab Govt.

Counsel appearing for the petitioners in these petitions contend that the issue is squarely covered by a Division Bench judgement of this Court rendered in **Harbans Lal Vs. The State of Punjab and others, 2012**

(3) S.C.T 362 and which has attained finality.

It is further contended that the ratio of **Harbans Lal's** case (supra) has already been extended to the similarly situated Special Police Officers by a Coordinate Bench of this Court in **CWP No.24472 of 2015 (Constable Rajesh Kumar and others Vs. State of Punjab and another)** vide order dated 7.1.2016. Even the review application preferred against the order dated 7.1.2016 has been dismissed vide order dated 9.5.2016.

Mr. Avinit Avasthi, learned State counsel upon instructions from Sh. Devinder Singh, Deputy Superintendent of Police, ADGP Armed Battalion, Jalandhar Cantt. Concedes that case of the petitioners in these connected petitions are on complete parity with the petitioners in **CWP-24472-2015 (Constable Rajesh Kumar & others Vs. State of Punjab & another)**.

In view of such uncontroverted factual position, the present bunch of petitions is disposed of in the same terms as in **CWP-24472-2015 (Constable Rajesh Kumar & others Vs. State of Punjab & another)**.

Disposed of.

14.12.2017

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No