

**Sr. No.117
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.26167 of 2017 (O&M)
Date of Decision:16.11.2017**

Kuldip Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

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

Present:- Mr. R.S.Bajaj, Advocate,
for the petitioner.

Mr. Avinit Avasthi, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Notice of motion,

On the asking of the Court, Mr. Avinit Avasthi, learned AAG, Punjab accepts notice. A complete copy of the paper book has been furnished to learned State counsel.

With the consent of the counsel for the parties, the writ petition is taken up for disposal today itself.

Brief factual matrix is that the petitioner was engaged as a Special Police Official (SPO) on 13.07.1993 by the Police Department, State of Punjab and subsequently on his qualifying the suitability test was enrolled as Constable from the source of Special Police Officials vide order dated 11.03.2010.

On the basis that enrollment of the petitioner as a Constable is of the year 2010 is sought to be governed under the New Re-structured Defined Contributory Pension Scheme introduced for the appointees of the Punjab Government after 01.01.2004.

Prayer is for a direction that the petitioner be governed under the Old Pension Scheme applicable to the appointees prior to 01.01.2004 by counting their previous period of engagement with the Punjab Government.

Counsel for the parties are ad idem that the claim raised in the present petition would be covered in terms of judgment rendered by this Court in **CWP No.24472 of 2015 (Constable Rajesh Kumar & others Vs. State of Punjab & another)** decided on 07.01.2016.

It has also gone uncontroverted that this Court on 17.07.2017 had disposed of a bunch of 32 petitions i.e. **CWP No.864 of 2017 (Constable Balwinder Singh & others Vs. State of Punjab & others)** and other connected petitions in terms of judgment rendered in **Constable Rajesh Kumar's case (supra)**.

In the light of such consensus, the instant writ petition is also disposed of in terms of order dated 17.07.2017 passed by this Court in CWP No.864 of 2017 and other connected petitions.

Disposed of.

16.11.2017

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No