

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.125

Civil Writ Petition No.28310 of 2017
DECIDED ON: December 13, 2017

DILA RAM AND ANOTHER

..PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Umesh Narang, Advocate, for the petitioners.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of Mandamus directing the respondents to grant the benefit of 28 years qualifying service for grant of full pension on the basis of last pay drawn to the petitioners working in Govt. Aided Colleges at par with other similarly situated employees in the light of the judgment passed in CWP No.1982 of 2015 captioned as *Nand Kishore Bansal & ors. vs. State of Haryana & ors.* decided on July 13, 2016 (P-6) whereby the benefit has been granted to all the similarly situated employees and to release the benefits of revised pension and gratuity including arrears upto date of revision with interest @ 12% per annum.

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2. Learned counsel for the petitioners contends that though a legal notice dated August 08, 2017 (P-8) was made to the respondents but till date neither any reply to the said legal notice has been received nor any final order has been passed by the concerned Department.

3. Learned counsel for the petitioners further submits that they feel satisfied in case a direction is issued to respondent No.2 to decide the aforesaid legal notice within some specified period.

4. Without commenting upon the merits of the case, instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioners in the aforesaid legal notice dated August 08, 2017 (P-8) and to take a conscious decision by passing a speaking order in the light of the judgment in case ***Nand Kishore Bansal (supra)***, within a period of four months from the date of receipt of a certified copy of this order.

5. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to approach this Court.

December 13, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**