

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

CWP No.28747 of 2017 (O&M)

Date of Decision:19.12.2017

Constable Bantu Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

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

Present:- Mr. J.S.Mohri, Advocate for
Mr. Puneet K. Sharma, Advocate,
for the petitioner.

Mr. T.P.S.Chawla, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Brief factual matrix is that the petitioner was engaged as Special Police Official by the Police Department, State of Punjab and subsequently, on his qualifying suitability test was enrolled as Constable from the source of Special Police Official. The details in respect of the petitioner as regards his initial date of joining as SPOs as also the date of regularization as Constable has been furnished in a tabulation in para 8 of the writ petition.

The tabulation would demonstrate that the petitioner has been enrolled as Constable after 01.01.2004. On such basis, he has 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.

Learned State counsel upon instructions from ASI Rajesh Chopra O/O ADGP Armed Battalion, Jalandhar Cantt. very fairly states that the claim raised in the present petition would be covered in terms of judgement rendered by this Court in ***CWP No.24472 of 2015 (Constable Rajesh Kumar and others Vs. State of Punjab and 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 and others Vs. State of Punjab and 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.

19.12.2017

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No