

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.4920 of 2017
DECIDED ON: NOVEMBER 17, 2017

DHARAM PAL SHARMA AND OTHERSPETITIONERS.

VERSUS

STATE OF PUNJAB AND OTHERSRESPONDENTS.

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. P.K. Goklaney, Advocate,
for the petitioners.

Ms. Devaki Anand Sullar, AAG, 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 quashing the Punjab Government Circular dated 13.06.2012 (P-11) and for issuing a writ of mandamus, directing the respondents to refix the pension of the petitioners as per Government circular dated 17.08.2009 and 22.02.2010 (P-8 to P-10) on account of increase in pay scales/grade pay and revise pensionary benefits notionally especially in view of the decisions of Hon'ble Supreme Court and High Court, especially in view of judgment passed by this Court in ***CWP No. 273 of 2014*** titled as "***Jagdish Singh and others v. State of Punjab and others***" decided on 16.02.2017 (P-14).

2. Learned counsel for the petitioners submits that though reply to the legal notice dated 05.12.2016 (Annexure P-15) has not been filed by the State but the case of the petitioners stands fully covered by the judgment of this Court passed in **CWP No. 25733 of 2012**, titled as “**A.P. Sharma and others v. State of Punjab and others**” decided on 22.10.2013 and number of cases have already been disposed of. He further submits that petitioners feel satisfied in case direction is issued to the respondents to consider the case of the petitioners and to take final decision in the light of **A.P. Sharma's case** (supra).

3. Accordingly, instant petition is disposed of with a direction to respondent(s) to look into the grievances unfolded by the petitioners in their legal notice dated 05.12.2016 (Annexure P-15) and take a final decision keeping in view the judgment passed by this Court in **A.P. Sharma's case** (supra) and **Jagdish Singh's case** (supra), within a period of three months from the date of receipt of certified copy of this order.

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

NOVEMBER 17, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned **Yes**

Whether reportable **Yes/No**