

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

Sr. No.240

Civil Writ Petition No.11255 of 2016 (O&M)
DECIDED ON: May 10, 2018

BHUPINDER SINGH AND OTHERS

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vivek Aggarwal, Advocate,
for the petitioners.

Mr. Jaswinder Singh, Sr. DAG, Punjab.

Mr. Vikas Chatrath, Advocate with
Ms. Mandeep Kaur, Advocate,
for respondents No.2 & 8 to 11.

JASPAL SINGH, J. (ORAL)

By virtue of the instant petition, preferred under Article 227 of the Constitution of India, petitioners have sought issuance of a writ in the nature of Certiorari, quashing the action of the respondent – banks in making the recovery of the amount of Leave Travel Concession (LTC) paid to them, in a totally illegal and arbitrary manner without giving any opportunity. Further prayer has been sought for issuance of a writ in the nature of mandamus, directing the respondent – banks to stop making recoveries from the accounts of the petitioners and to refund the amount already recovered illegally and arbitrarily along with interest @ 18%.

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2. The question involved in this matter is no more res integra as has been already dealt with and disposed of by this Court while in CWP No.23198 of 2015 captioned as ***Khazan Chand & ors. Vs. State of Punjab & ors.*** decided on October 06, 2017.

3. Instant petition is squarely covered within the parameters laid down in the aforesaid judgment dated October 06, 2017. Moreover, during the course of arguments, learned counsel for the respondents has also fairly conceded that the controversy involved in instant petition has already been set at rest by this Court.

4. Accordingly, instant petition stands allowed and direction is issued in terms of the judgment in CWP No.23198 of 2015 captioned as ***Khazan Chand & ors. Vs. State of Punjab & ors.*** decided on October 06, 2017.

May 10, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**