

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.21626 OF 2018
DECIDED ON: SEPTEMBER 07, 2018

NISHAN SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

JASPAL SINGH, J.

Through instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ especially in the nature of mandamus directing the respondents to grant pension and other retiral benefits for the entire service rendered by him with the department in view of the Punjab Municipal Employees Pension and General Provident Fund Rules, 1994 as the case of petitioner is covered under the old pension scheme especially in view of order passed by this Court in CWP No.14433 of 2011, titled as “Gurmail Singh v. State of Punjab and ors”, decided on 27.05.2015 (P-10) as well as to release the interest @ 12% from the date when it became due till its realization.

2. At the very outset of the arguments, learned counsel for the petitioner submits that though petitioner moved representation dated 09.05.2018

(P-7) to the respondents followed by legal notice dated 09.07.2018 (P-15) but till date neither any response has been received nor any conscious decision has been taken. He further submits that petitioner feels satisfied in case a direction is issued to respondents No. 3 and 4 to consider and decide the representation(s) within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in legal notice (P-15) and to take a conscious decision, that too, by passing a speaking order, within a period of three months from the date of receipt of certified copy of this order.

4. However, if petitioner still feels aggrieved by any order of the aforesaid authority, he shall be at liberty to have recourse to the remedies available under law as well as to approach this Court.

SEPTEBER 07, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*
Whether reportable *Yes/No*