

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

Sr. No.107

Civil Writ Petition No.25771 of 2018
DECIDED ON: October 06, 2018

HARWANT SINGH AND OTHERS

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Alka Chatrath, Advocate,
for the petitioners.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought an issuance of a writ especially in the nature of Mandamus directing the respondents to grant them revised pensionary benefits after granting one pre-mature increment on account of non-participation in the strike on 08.02.1978 in view of law laid down by this Court in ***CWP No.3504 of 1989 captioned as Ramesh Chander & ors. vs. State of Punjab & ors.*** decided on 18.05.2009 and ***CWP No.11213 of 1995 titled as Nirmal Jit Kaur & ors. vs. State of Punjab & ors.*** decided on 19.12.2013, against which even the SLP has also been dismissed vide order dated 27.04.2015 and all the similarly situated persons had already been granted the said

Civil Writ Petition No.25771 of 2018

benefit vide order dated 01.03.2018 AND all the consequential benefits such as re-fixation of their pay, pension, arrears etc.

2. Learned counsel for the petitioners contends that though a legal notice was made to the respondents on 29.05.2018 (P-8) but till date no conscious decision has been taken thereon. He further submits that they feel satisfied in case a direction is issued to respondents No.2 & 3 to decide the abovesaid legal notice (P-8), in a time bound manner.

3. Instant petition is disposed of with a direction to respondents No.2 & 3 to look into the grievances unfolded by the petitioners in the legal notice dated 29.05.2018 (P-8) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid legal notice, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to have recourse to the other remedies available under law as well as to approach this Court.

October 06, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**