

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

132

CWP No.9470 of 2019

Date of Decision : 08.04.2019

ARUN KUMAR BERRY AND OTHERS

....PETITIONERS

V/S

UNION OF INDIA AND OTHERS

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE B.S. WALIA

Present: Mr. Sandeep Godara, Advocate for the petitioners.

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B.S. WALIA, J. (ORAL)

Prayer in the instant writ petition is for grant of pension to the petitioners on actual wages as per decision of Hon'ble the Supreme Court in case titled as 'R.C. Gupta and others versus Regional Provident Fund Organisation and others' i.e. Civil Appeal No.10013-10014 of 2016 and subsequent communication dated 23.03.2017 issued by the Regional Provident Fund Commissioner, Headquarters (Pension) addressed to all Regional Provident Fund Commissioners in India.

Learned counsel states that the petitioners had submitted a representation for grant of relief as has been claimed in the writ petition besides served a legal notice (Annexure P-4) to respondent Nos.2 & 3 but neither the representation nor the legal notice has been decided till date. Learned counsel states that the petitioners would be satisfied if the writ petition is disposed of at this stage, by directing respondent Nos.2 & 3 to consider and decide the claim, as made in the legal notice in a time bound manner.

In view of the innocuous nature of the prayer, the writ petition is ***disposed of*** at this stage, by directing respondent Nos.2 & 3 to consider and decide the claim as made by the petitioners in the legal notice (P-4) in accordance with law as expeditiously as possible, preferably within a period of three months from the date of receipt of certified copy of the order.

**(B.S. WALIA)**  
**JUDGE**

**April 08, 2019**  
*'Rajneesh'*

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No