

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

CWP-23067 of 2017

Date of decision: 12.12.2019

S.S. Gulati and others

.... Petitioner

versus

State of Punjab and others

... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sanjeev Pandit, Advocate
for the petitioners.

Mr. Sunint Kaur, AAG, Punjab.

HARSIMRAN SINGH SETHI, J.

The claim in the present writ petition is that the pension of the petitioners has not been correctly revised by the respondent-State w.e.f. 1.1.2006 as the petitioners have not been given the benefit of pension @ minimum 50% of the pay scale plus grade pay. Prayer of the petitioners is to direct the respondents that the petitioners, who have retired from the post of college principal before 1.1.2006 and were getting pay scale of Rs.16400-22400/-, which was revised to Rs.37400-67000+10000 grade pay w.e.f. 1.1.2006 be granted benefit of pension @ minimum 50% of the pay scale plus grade pay. The respondents had revised the pension of the petitioners, keeping in view instructions dated 30.12.2010, which was not acceptable to the petitioners and they filed the present writ petition raising their grievance.

Today an affidavit in pursuance to order dated 06.11.2019 filed in the Court today is taken on record and copy thereof has been supplied to the learned counsel for the petitioners.

Learned counsel for the respondents states that keeping in view the decision already taken by the competent authority circulated vide letter dated 30.10.2019 (Annexure R-1), case of the petitioners will be considered for fixing their salary/pension in accordance with the letter dated 30.10.2019 and benefits, for which they will be found entitled for, will be released to them shortly.

Learned counsel for the petitioners prays that once a decision has already been taken by the respondents, circulated on 30.10.2019, they be directed to implement the said decision by fixing the salary/pension in pursuance to said decision and consequential benefits, for which the petitioners will be found entitled, be released to the petitioners in a time bound manner.

Learned counsel for the respondents very fairly states that claim of the petitioners will be considered in pursuance to letter dated 30.10.2019 (Annexure R-1) and an appropriate order will be passed within a period of three months from the date of receipt of certified copy of this order and whatever benefits for which the petitioners will be found entitled in pursuance to said decision dated 30.10.2019, will be released to them within period of one month thereafter.

Learned counsel for the petitioners states that keeping in view the statement made by learned counsel for the respondents, he does not wish to press the present writ petition any further and same may be disposed of as having been not pressed.

Dismissed as having been not pressed. However, it is made clear that

in case petitioners are aggrieved against the grant of benefits, they will be at liberty to avail appropriate remedy in accordance with law.

12.12.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |