

Sr. No.128

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

**CWP No.21830 of 2019 (O&M)
Date of Decision: 20.08.2019**

Suman Rani and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. J.S.Mohri, Advocate,
for the petitioners.

Ms. Anu Chatrath, Senior Advocate with
Ms. Ambika Bedi, AAG, Punjab.

ARUN MONGA, J.(ORAL)

Grievance of the petitioners, *inter alia*, is that despite their case being squarely covered by a judgment rendered in ***CWP No.20501 of 2008 titled as Parveen Kumar and another Vs. State of Punjab and others***, (Annexure P-12), they have not been accorded the benefit of ratio therein.

2. Petitioners herein seek issuance of a writ in the nature of mandamus directing the respondents to give the benefit of old pension scheme and permit them to continue in the old GPF Scheme. They had also caused a Legal Notice dated 18.05.2019 (Annexure P-14) but the same was not adverted by the respondents and hence, the writ petition.

3. Notice of motion.

4. On advance service of the petition, Ms. Anu Chatrath, Senior Advocate assisted by Ms. Ambika Bedi, AAG, Punjab appears and accepts notice on behalf of the State.

5. Given the nature of order being passed, there is no necessity to seek return by the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the Legal Notice dated 18.05.2019 (Annexure P-14) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

7. Let the needful be done within a period of 3 months from the date of receipt of a certified copy of this order.

8. Disposed of in above terms.

(ARUN MONGA)
JUDGE

20.08.2019

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No