

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(115)

CWP-26870-2019

Date of Decision: September 20, 2019

Shingara Singh

.. Petitioner

Versus

Pepsu Road Transport Corporation

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vishneet Singh, Advocate, for
Mr. P.S. Khurana, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that keeping in view the direction given by this Court while deciding CWP No.25733 of 2012 titled as A.P. Sharma and others Vs. State of Punjab and others, on 22.10.2013, which judgment has already been upheld in LPA No.352 of 2014, on 31.08.2016 as well as a subsequent order passed by this Court in CWP No. 2866 of 2014 titled as Karanvir Singh and others vs. State of Punjab and others, on 30.09.2016, the respondents are under obligation to grant the petitioner the benefit of the said judgment by refixing his pension.

Learned counsel for the petitioner further argues that the State of Punjab has already issued instructions on 04.07.2019 (Annexure P-10) implementing the judgment rendered by this Court in CWP No. 2866 of 2014 titled as Karanvir Singh and others vs. State of Punjab and others, decided on 30.09.2016. The case of the petitioner is squarely covered for the revision of the pension under the instructions as well.

The prayer of the petitioner is for issuance of a direction to the respondents to revise the petitioner's pension forthwith.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 15.01.2018 (Annexure P-7) which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 15.01.2018 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 15.01.2018 (Annexure P-7), within a period of three months from the receipt of certified copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

September 20, 2019
harsha

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