

CWP-36656-2019

1

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

**CWP No.36656 of 2019 (O&M)
Date of Decision: 18.12.2019**

Madan Lal

..... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

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

Mr.Mehardeep Singh, Addl. A.G.Punjab.

ARUN MONGA, J.(ORAL)

1. Petitioner herein seeks issuance of a writ in the nature of mandamus directing the respondents to consider and grant benefit of pension and other pensionary benefits under old scheme existing prior to 01.01.2004. Learned counsel for the petitioner submits that the case of the petitioner is squarely covered by the Judgement reported as **Harbans Lal vs. State of Punjab and others** 2012(3) SCT 362 (Annexure P-2).
2. He further submits that the petitioner caused legal notice dated 15.06.2019 (Annexure P-3) through his counsel to the respondents but the same has not been adverted by the respondents till date. Hence, the present writ petition.
3. Notice of motion.
4. On advance service of the petition, Mr.Mehardeep Singh, Addl.A.G., 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 15.06.2019 (Annexure P3) and by keeping in mind the Judgment contained at Annexures P-2 and also keeping in view the contentions raised 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 certified copy of this order.

8. Disposed of in above terms.

December 18, 2019

dharamvir

(Arun Monga)
Judge

Whether speaking/reasoned:

Yes/No

Whether Reportable :

Yes/No