

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

**CWP-8518-2020 (O&M)
Date of Decision: 23.06.2020**

Bharat Bhushan & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

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

Mr. Pankaj Gupta, Addl. A.G., Punjab.

....

TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

It is not in dispute that the petitioners in this petition are Class IV daily wagers under the police department and whose services after their initial engagement had been duly regularized on different dates. Claim set up in the writ petition is to count their daily wage service rendered prior to regularization as qualifying service for the purpose of pensionary/retiral benefits so as to hold them entitled to the pensionary benefits as per the old GPF Scheme and which was applicable to the employees recruited in the Punjab Government service prior to 01.01.2004.

Petitioners claim that the prayer made in this petition would be covered in terms of judgment dated 31.08.2010 passed in

CWP No.2371 of 2010 titled as Harbans Lal Vs. State of Punjab and others. The judgment rendered in **Harbans Lal's case (supra)** stands affirmed up to the Hon'ble Supreme Court of India.

Learned State counsel concedes to the claim of the petitioners being covered under the judgment rendered in **Harbans Lal's case (supra)**. Further, it has been admitted that judgment in **Harbans Lal's case (supra)** has already been implemented. Furthermore, even subsequent judgments/orders passed by this Court in **CWP No.24472 of 2015 (Rajesh Kumar & others Vs. State of Punjab & others)**, **CWP No.10376 of 2014 (Subhash Chander & 79 others Vs. State of Punjab)** and **CWP No.20601 of 2014 (Rajinder Singh & others Vs. State of Punjab & others)**, which also involved identical issue have been implemented.

In the light of such conceded position, the present petition is allowed in terms of judgment dated 31.08.2010 rendered by this Court in **CWP No.2371 of 2010 (Harbans Lal Vs. State of Punjab) & others.**

Disposed of.

23.06.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |