

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

CWP No.9562 of 2020
Date of Decision :10.07.2020

ASI/CR Ranjit Singh and othersPetitioners

versus

State of Punjab and othersRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Baljeet Singh Sidhu, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Prayer in the petition under Articles 226/227 of the Constitution of India, is for the issuance of a writ of Mandamus, directing the respondents to count the service rendered by the petitioners on the post of SPOs as qualifying service for the purpose of grant of pension/retiral benefits in terms of the decision of this Court in CWP No.9936 of 217 in case titled as 'Sukhjit Singh and othersvs.State of Punjab and others' as well as CWP No.7127 of 2019 in case titled as 'Jarnail Singh and othersvs.State of Punjab and others', decided on 01.04.2019.

3. Learned counsel contends that despite the petitioners having served a legal notice (Annexure P-10) dated 18.11.2019 on the respondents based on the aforementioned decisions, as well standing order (Annexure P-2) dated 05.10.1990 and Government Instructions (Annexure P-3) dated 19.11.1991, no decision has been taken in respect thereto, till date and that in

disposed of by directing respondent No.2 to consider and decide the legal notice (Annexure P-10) dated 18.11.2019 in the light of standing order (Annexure P-2) dated 05.10.1990 and Government Instructions (Annexure P-3) dated 19.11.1991, as well as the decisions referred to above.

4. Notice of motion to respondent No.2 only.

5. Ms. Anu Pal, learned DAG, Punjab, accepts notice on behalf of respondent No.2 and having gone over the advance copy of the writ petition states that she has no objection to the limited prayer of learned counsel for the petitioners.

6. Accordingly, in the light of the position as noted above, the writ petition is ***disposed of*** by directing respondent No.2 to consider and decide the claim made in the legal notice (Annexure P-10) dated 18.11.2019 in the light of standing order (Annexure P-2) dated 05.10.1990 and Government Instructions (Annexure P-3) dated 19.11.1991, as well as the decisions referred to above in case the same are applicable after taking into account all aspects of the matter, as expeditiously as possible, preferably within a period of 03 months from the date of receipt of certified copy of this order. In case, the petitioners are found entitled to the relief prayed for, the same be granted to them within a period of 01 month, thereafter.

(B.S. Walia)
Judge

10.07.2020

'Rajneesh/Amit'

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