

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11416-2020

Date of Decision : 07.08.2020

Sewa Singh and others

....Petitioners

Versus

State of Punjab and another

....Respondents

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

Present : Mr. V.K. Shukla, 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 Covid-19 pandemic.
2. Prayer in the petition under Article 226 of the Constitution of India is for the issuance of a writ in the nature of Mandamus for directing the respondents to count the services rendered by the petitioners under Adult Education Scheme for grant of pensionary benefits in view of the decision of this Court in CWP No.5526 of 2012, decided on 26.04.2017 and to release the benefits payable to the petitioner.
3. At the very outset, learned counsel for the petitioners states that the petitioners have served notice of demand Annexure P/3 dated 18.03.2020 and that no decision has been taken in respect thereto till date and that in the circumstances, the petitioners would be satisfied, if the writ petition is disposed of by directing respondent No.2 to consider and decide the claim as made in the notice of demand Annexure P/3 dated 18.03.2020, in accordance with law as expeditiously as possible.

4. Notice of motion to respondent No.2.

5. Mr. Pankaj Gupta, Addl. AG, Punjab, accepts notice on behalf of respondent No.2 and states that he has no objection to the limited prayer made by learned counsel for the petitioners.

6. Accordingly, in the light of the position as noted above and without commenting on the merits of the controversy or the entitlement of the petitioners to the relief claimed, the writ petition is disposed of by directing respondent No.2 to consider and decide the claim as made in notice of demand Annexure P/3 dated 18.03.2020 in accordance with law by taking into account all aspects of the matter, including the decision of this Court dated 26.04.2017, in CWP No.5526 of 2012, in case the same is applicable, within three months from the date of receipt of certified copy of this order.

(B.S. Walia)
Judge

August 07, 2020

'ps/rajesh

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>