

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

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CWP-12719-2020

Date of decision : 26.08.2020.

Barjinder Pal Kaur

... Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. K.L. Arora, Advocate for the petitioner.

Mr. Tapan Kumar Yadav, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

Learned counsel for the petitioner contends that the petitioner had earlier served in an aided college and the entire service rendered by her has to be counted for the grant of pension. He has relied upon the judgment passed by the Coordinate Bench of this Court in the case of **Dr. B.D. Vij versus State of Haryana and another**, in CWP No.21856 of 2014, decided on 21.03.2016 and the LPA filed thereagainst was also dismissed on 21.11.2016 and therefore, the matter had attained finality. He further contends that the petitioner has served a legal notice dated 02.06.2020 (Annexure P-14) to respondents No.2 to 4 in this regard but no action has been taken thereon. He also contends that the petitioner would be satisfied if the legal notice dated 02.06.2020 (Annexure P-14) be decided by the respondents in terms of the judgment of **Dr. B.D. Vij versus State of Haryana and another(supra)**. He also submits that

there are other relevant judgements in support of the petitioner's claim and he shall be furnishing the same to respondent No.2 within a week.

Issue notice to the respondents.

At the asking of the Court, Mr. Tapan Kumar Yadav, DAG, Haryana, accepts notice on behalf of the respondents.

Without expressing any opinion on the merits of the case, the petition is disposed of with a direction to respondent No.2 to consider and decide the legal notice of the petitioner dated 02.06.2020 (Annexure P-14) in the light of the judgment of **Dr. B.D. Vij versus State of Haryana and another(supra)**, other relevant judgments and the rules on the subject within a period of three months from the date of receipt of certified copy of this order. It is also directed that in the event of the petitioner being found entitled to the claim, the benefits shall be disbursed to her within two months thereafter.

(ANUPINDER SINGH GREWAL)
JUDGE

August 26, 2020
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No