

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

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(PROCEEDINGS THROUGH V.C.)

CIVIL WRIT PETITION NO.13420 OF 2020

DATE OF DECISION: SEPTEMBER 03, 2020

Pritam Singh and others

.....Petitioners

VERSUS

Pepsu Road Transport Corporation, Patiala

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vikas Chatrath, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of learned counsel for the petitioners that the petitioners are entitled to counting of their qualifying service for grant of revised pensionary benefits with effect from the date of their joining the Pepsu Road Transport Corporation instead of the date of contribution to provident fund. The claim of the petitioners is said to be covered by the law as laid down in Civil Writ Petition No.8285 of 2004 (Ved Parkash Vs. The State of Punjab and others) decided on 16.09.2010 (Annexure P-1), against which Letters Patent Appeal as well as Special Leave Petition preferred by the respondents stand dismissed. Reference has also been made to a judgment passed by this Court on 23.04.2018 in Civil Writ Petition No.7386 of 2016 (Harmeet Kaur Vs. Pepsu Road Transport Corporation, Patiala) and Civil Writ Petition No.24543 of 2016 (Gurdial Singh and others Vs. Pepsu

Road Transport Corporation and others) decided on 27.11.2018 (Annexure P-5). Petitioners have also claimed interest @ 18% per annum from the date it became due till the date of disbursement. Claiming the said benefit, the petitioners have served notice through counsel dated 06.06.2020 (Annexure P-3) upon the respondents but without any response thereto.

Counsel for the petitioners states that the petitioners, at this stage, would be satisfied if a direction is issued to the respondents to consider their claim as put forth by them in their legal notice and grant them the consequential benefits.

Without going into the merits of the case and commenting thereon, the present petition is disposed of with a direction to the respondents to consider the claim of the petitioners as projected by them in their legal notice dated 06.06.2020 (Annexure P-3) within a period of two months from the date of receipt of certified copy of this order. In case the claim of the petitioners is accepted, the consequential benefits be released to them within a further period of one month.

September 03, 2020
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

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