

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

112

**CWP No.17222 of 2020
Decided on: 15.10.2020**

Ct. Baljinder Singh and others

... Petitioners

Versus

The State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present : Mr. Jasbir Singh Mohri, Advocate
for the petitioners.

Mr. Abhey Pal Singh Gill, AAG, Punjab.

(The proceedings are being conducted through
video conferencing as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioners in the present petition filed under Article 226/227 of the Constitution of India, seek directions to the respondents to release the amount of CPF contribution made by the petitioners along with interest accrued thereon.

It is submitted that legal notice dated 10.08.2020 (Annexure P-6) has already been served upon the respondents. Perusal of the said legal notice would go on to show that petitioners were recruited as SPOs from 1990 to 1995 and thereafter absorbed as constables on 01.01.2004. They had approached this Court by way of filing of writ petitions for the benefits of the Old GPF scheme since they had been kept in new pension scheme CPF. The writ petitions were allowed and they were granted necessary benefits. Resultantly, the refund of the amount paid by them towards CPF contribution has been claimed.

It is further submitted that directions were issued in CWP No.2503 of 2020 titled as **Avtar Singh Vs. State of Punjab and others**, decided on 30.01.2020, CWP No.3169 of 2020 titled as **Karan Singh and others Vs. State of Punjab and others**, decided on 06.02.2020 (Annexure P-4 and P-5), which have been responded and the petitioners therein have got the said benefits. A perusal of the same orders would go on to show that directions were issued to decide the claim of the similarly situated persons. It is the case of the counsel that the State has favourably responded to the said directions.

Notice of motion.

Mr. Abhey Pal Singh Gill, AAG, Punjab, accepts notice on behalf of the State.

Without going into the merits of the case, or commenting upon the rights of the petitioners and without calling upon the respondents for the reply as it would only delay the proceedings, the present writ petition is disposed. Directions are issued to respondent No.2 to decide the legal notice dated 10.08.2020 (Annexure P-6). In case the amount is found due and payable, necessary recommendations be made and if there is any legal impediment for grant of the same, reasoned order be passed and supplied to the petitioners.

Accordingly, the present writ petition stands disposed of.

15.10.2020

Parveen

(G.S. SANDHAWALIA)
JUDGE

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