

CWP No. 17356 of 2020

Date of Decision: 16.10.2020

Subhash and others

.....Petitioners

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGHPresent: Mr. Amit Kumar Jain, Advocate,
for the petitioners.

Mr. R.K.S. Brar, Addl. A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

By this petition, the petitioners seek the issuance of a writ in the nature of '*certiorari*', quashing the impugned action of the respondents in not granting the benefit of old age pension scheme to them as has been held by this court vide order dated 01.03.2019 (Annexure P-2).

They further seek issuance of a writ of '*mandamus*', directing the respondents to grant service benefits in view of the judgments of this court.

In respect of their grievance, the petitioners are stated to have made a representation on 13.11.2019 (copy Annexure P-3).

Consequently, without making any comment on the actual merits of the case, this petition is disposed of, with a direction to the competent authority amongst the respondents to take a decision on the aforesaid representation, also taking into account the contentions raised in the present petition, and to pass a speaking order within a period of 3 months from the date of receipt of a certified copy of this order.

If a completely detailed speaking order has already been passed by the competent authority, then only a short order would now need to be passed, annexing therewith the detailed order already passed (if any).

If the claim of the petitioners is found to be genuine, the amount due to them shall be released within a period of two months thereafter, along with interest either at statutory rates provided in any statute, or if no such rate of interest is provided in any statute, then @ 6% per annum, running from the date that the benefits became due to the petitioners, till the date of the payment thereof.

Disposed of as above.

October 16, 2020
dharamvir/

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No.