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

CWP-18889-2020 (O&M)
Date of decision: 12.11.2020

Baljinder Kaur and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Krishan Kumar Thakur, Advocate for the petitioners.

Mr. Nikhil Chopra, Addl. A.G. Punjab.

ANIL KSHETARPAL, J. (ORAL)

Mr. Nikhil Chopra, Addl. A.G. Punjab, has forwarded a copy of the letter dated 10.11.2020 on the official e-mail of the Court. The office is requested to get the print out of the same and place it on the file.

This writ petition under Article 226/227 of the Constitution of India has been filed with the following substantive relief:-

“i) Any appropriate writ, order or direction especially a writ in the nature of mandamus directing the respondents to count the service rendered by the petitioners as SPOs as qualifying service for all intents and purposes, including grant of all service benefits as well as qualifying service for the purpose of pensionary benefits, as per law settled by this Hon'ble Court. As the said benefit has been granted by this Hon'ble High Court to similarly situated persons vide order dated 15.02.2018 in CWP No.9936 of 2017, titled as “Sukhjeet Singh and others Versus State of Punjab and others” (Annexure P-6) and same has been compliance by the respondent department vide orders dated 11.12.2018 &

17.12.2018 (Annexure P-7), or in the alternative the respondents be directed to decide the legal notice dated 21.01.2020 (Annexure P-10) in the light of the mandate of this Hon'ble High Court.”

On 09.11.2020, the following order was passed:-

“Inter alia, learned counsel for the petitioners contends that the petitioners were initially appointed as Special Police Officers and subsequently, they were selected and appointed as Constables. He contends that the respondents are required to count the period during which the petitioners worked as Special Police Officers towards qualifying service for the purpose of pension. In this regard, learned counsel for the petitioners relies upon the judgment passed in CWP9936 of 2017 decided on 15.2.2018 (Annexure P-6).

Notice of motion.

On the request of the Court, Mr. Suveer Sheokand, Addl. AG, Punjab accepts notice on behalf of the State of Punjab and prays for some time.

Adjourned to 12.11.2020.”

Mr. Nikhil Chopra, Addl. A.G. Punjab, has submitted that the claim of the petitioners is covered by previous judgment of this Court passed in CWP-9936-2017, decided on 15.02.2018. He submits that the period of service of the petitioners as Special Police Officers shall be counted as qualifying service for the purpose of pension with respect to the petitioners also.

In view of the aforesaid statement, the writ petition is disposed of.

12.11.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No