

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

CWP No.4793 of 2021
DATE OF DECISION : 1st MARCH, 2021

HC Sukhchain Singh & others

.... Petitioners

Versus

State of Punjab & others

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioners under Articles 226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to release the amount of CPF contribution made by the petitioners along with interest accrued thereon, being covered by the order passed by this Hon'ble Court in favour of similarly situated persons in ***CWP No.2503 of 2020***, titled as ***Avtar Singh Versus State of Punjab and others*** decided on 30.01.2020 and ***CWP No.3169 of 2020***, titled as ***Karan Singh & others versus State of Punjab & others*** decided on 06.02.2020 (Annexures P-4 and P-5), along with certain other prayers.

The counsel for the petitioner has submitted that the claim of the petitioners is covered by the judgment rendered by Division Bench of this court in ***Harbans Lal Versus The State of Punjab & others***, reported as ***2012 (3) SCT 362***, whereby the benefit, which the petitioners are

claiming, was granted in favour of similarly situated person. Thereafter, the respondents-authorities themselves granted the benefit to the person similarly situated as the petitioners. Therefore, at this stage, the petitioners would be satisfied if the respondents are directed to take a decision on the claim of the petitioners in a time bound manner.

Notice of motion.

Ms. Lavnya Paul, Assistant Advocate General, Punjab appearing along with Ms. Anu Chatrath, Additional Advocate General, Punjab, accepts notice on behalf of the respondents-State and has submitted that the State is not averse to expeditious disposal of grievance of the petitioners.

Accordingly, it would not be unjustified if the respondents are directed to take a conscious decision upon the claim of the petitioners within a time bound frame.

Accordingly, the respondent No.2 is directed to take a conscious decision upon the claim of the petitioners, within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that in case the petitioners are found entitled to the financial benefits on such conscious decision to be taken by the respondents, then the same shall be actually released to the petitioners within a further period of one month from the date of such decision.

The petition stands disposed of with above said direction.

1st MARCH, 2021
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>