

CWP-15606-2021

Date of decision: 01.09.2021

Jiwan Shahi and others

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Ashutosh Kaushik, Advocate
for the petitioners.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioners have invoked the jurisdiction of this Court in terms of Articles 226/227 of the Constitution of India seeking prayer by way of writ of *mandamus* for issuance of directions to the respondents to re-fix the pension of the petitioners properly by granting the benefits in terms of letter dated 15.12.2011 (Annexure P-3) as Learned Division Bench of this Hon'ble Court vide judgment dated 09.07.2014 (Annexure p-4) in LPA No.1857 of 2013 titled as "*State of Punjab versus Rattan Singh and others*" has already held that the cut off dated mentioned in letter 15.12.2011 (viz. 01.12.2011)

was rightly quashed and further to direct the respondents to grant the petitioners the arrears accrued thereto with 18% interest from due date i.e. 01.01.2006 till date of actual payment.

Notice of motion to the official respondents.

Ms. Simran Grewal, AAG, Punjab puts in appearance and accepts notice on behalf of the official respondents-State. Copy supplied.

Heard.

Upon hearing learned counsel of both the sides and on perusal of the records, the present petition stands disposed off with the directions to the official respondents to consider the legal notices dated 27.01.2021 and 01.04.2021 (Annexures P-8 and P-9, respectively) moved by the petitioners and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioners without any delay, as per law.

The petition stands disposed off accordingly.

01.09.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No