

CWP-16846-2021

Date of decision: 31.08.2021

Sukhwinder Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Sunny Singla, Advocate
for the petitioner.**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 petitioner has 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 release the revised pension and other retiral benefits to the petitioner on the basis of last pay drawn by him at the time of this retirement while performing the duties of higher post i.e. Principal in officiating capacity with all consequential benefits along with interest 12% per annum in terms of the judgment passed in CWP No.17358 of 2015 titled as Jagjit Singh and others versus State of

Punjab and others allowed on 09.09.2016 (Annexure P-3) upheld by Hon'ble Division bench in LPA No.37 of 2017 on 25.09.2018 (Annexure P-4) and in lieu of orders dated 28.01.2021 (Annexure P-6) and 07.06.2021 (Annexure P-7) passed by respondents to grant the benefit to similar situated employees.

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 notice dated 22.06.2021 (Annexure P-8) as representation moved by the petitioner 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 petitioner without any delay, as per law.

The petition stands disposed off accordingly.

31.08.2021

Neha

Whether speaking/reasoned

Whether reportable

:

:

Yes/No

Yes/No

(FATEH DEEP SINGH)
JUDGE