

Sr. No.123

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

CWP No.18616-2021

Date of decision: 17.09.2021

Anil Kumar and others

...Petitioners

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. R.A. Sheoran, Advocate,
for the petitioners.

Ms. Rajni Gupta, Additional A.G., Haryana.

ARUN MONGA, J. (ORAL)

Petitioners herein, *inter alia*, seek issuance of a writ in the nature of mandamus directing the respondents to grant them pension under the Old Pension Scheme/Rules because their selection was finalised in the year, 1999 and they were appointed in compliance of order dated 31.01.2007 passed by this Court (Annexure P-1) against the vacancies prior to 01.01.2006.

2. Learned counsel for the petitioners submits that qua their aforesaid grievance, petitioners No.1 to 4 caused issuance of a legal notice dated 24.02.2021 (Annexure P-6) and petitioner No.5 caused issuance of a legal notice dated 09.02.2021 (Annexure P-5) but the same have not been adverted by the respondents till date. Hence, the writ petition.

3. On advance service, learned State counsel appears and submits that competent authority shall take decision either way, on the pending legal notices dated 09.02.2021 and 24.02.2021 (Annexures P-5 and P-6) in due course.

4. Leaned counsel for the petitioners also agrees that let a final decision be taken, by the competent authority on the pending Legal notices dated 09.02.2021 and 24.02.2021 (Annexures P-5 and P-6).

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioners as per legal notices dated 09.02.2021 and 24.02.2021 (Annexures P5 and P6) and also by keeping in view the contentions raised in the present petition by treating the same as supplementary representation and take a decision, in accordance with law, as expeditiously as possible but not later than 6 months from today.

8. Disposed of accordingly.

17.09.2021

vandana

(ARUN MONGA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No