

CWP-22935-2021

Date of decision: 12.11.2021

Nishan Singh

.....Petitioner

versus

The State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. R.S. Manhas, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

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 *certiorari* for quashing the punishment order dated 31.08.2017 (Annexure P-7) and order dated 22.02.2018 (Annexure P-12) passed by the learned Appellate Authority without considering the merits vide which 5% cut in pension of the petitioner has been imposed being arbitrary, unreasonable, unjust, discriminatory and violative Article 14 of the Constitution of India and for issuance of writ in the nature of *mandamus* for directing the respondents to release the recovered amount of pension as 5% cut in pension along with # 18% per annum.

Notice of motion to the official respondents.

Mr. Nikhil Chopra, DAG, Punjab puts in appearance and accepts notice on behalf of the 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 representation dated 13.02.2020 (Annexure P-13) and legal notice dated 08.03.2021 (Annexure P-15) 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.

12.11.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No