

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-12124-2022

Date of Decision: 31.05.2022

Ravi Kumar

..... Petitioner

Versus

Punjab Mandi Board and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. P.S. Khurana, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, the petitioner was in service as on 01.01.2004, but he has not been granted the benefit of old pension scheme while computing his pensionary benefits by the respondents, which action of the respondents is contradictory to the settled principle of law laid down by the Division Bench of this Court, while deciding **CWP-2371-2010** titled as ***“Harbans Lal Vs. State of Punjab and others”***, decided on 31.08.2010, hence the respondents are liable to be directed to grant the said benefit of old pension scheme to the petitioner, while computing his pensionary benefits forthwith.

Learned counsel for the petitioner submits that the same grievance has also been raised by the petitioner before the respondents by serving legal notice dated 20.04.2022 (Annexure P-5), which is still pending consideration with the authorities concerned and the petitioner will be satisfied at this stage, in case a time bound direction is given to respondent

No.1 to decide the legal notice dated 20.04.2022, by passing an appropriate

speaking order.

Notice of motion.

On the asking of the Court, Mr. Navdeep Chhabra, DAG, Punjab, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the legal notice dated 20.04.2022 (Annexure P-5) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as in the legal notice dated 20.04.2022 (Annexure P-5), this petition is disposed of with a direction to the respondent No.1 to pass an appropriate speaking order on the legal notice dated 20.04.2022 (Annexure P-5), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order.

31.05.2022*Apurva***(HARSIMRAN SINGH SETHI)
JUDGE**

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No