

236 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-12284-2022

Date of Decision: 31.05.2022

Surinder Pal Singh and others

..... Petitioners

Versus

PEPSU Road Transport Corporation

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Chatrath, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI J. (ORAL)

The claim of the petitioners in the present writ petition is that they have not been granted the benefit of total length of service while computing their pensionary benefits and only the period for which the CPF was deducted by the respondent, had been taken into account for the said purpose, which action of the respondent is against the settled principle of law.

Learned counsel for the petitioners argues that the said question of law, as raised in the present writ petition, already stands answered by this Court more than once and latest in **CWP-24543-2016** titled as ***“Gurdial Singh and others Vs. Pepsu Road Transport Corporation and others”***, decided on 27.11.2018, wherein the benefit, as being sought in the present writ petition, has already been extended to the similarly situated employees.

Learned counsel for the petitioners states that a direction be issued to the respondent to grant the same benefit, as extended to the petitioners in above said CWP No.24543 of 2016, to the present petitioners as well.

which has been sought in the present writ petition, the petitioners have served the respondent with a legal notice dated 23.03.2022 (Annexure P-3), which is still pending consideration with the respondent and the petitioners will be satisfied at this stage, in case a time bound direction is issued to the respondent to decide the said legal notice dated 23.03.2022.

Notice of motion.

Mr. Abhilaksh Gaiind, Standing Counsel, PRTC, assisted by Mr. Rakesh Roy, Advocate, accepts notice on behalf of the respondent and raises no objection, in case prayer made hereinbefore on behalf of the petitioners for deciding the legal notice dated 23.03.2022 (Annexure P-3) in a time bound manner is accepted.

In view of the above, without expressing any opinion on the merits of the present case or the claim being made by the petitioners in the this case or in legal notice dated 23.03.2022 (Annexure P-3), the respondent is directed to decide the legal notice dated 23.03.2022 (Annexure P-3), filed by the petitioners, by passing an appropriate speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioners are entitled for any monetary benefit, the same shall also be released to them within a period of three months thereafter.

Present writ petition stands disposed of.

31.05.2022

Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

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