

117.

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

CWP-15761-2022

Date of Decision: 22.07.2022

SWARAN MASIH AND OTHERS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Jasbir Singh Mohri, Advocate,
for the petitioners.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents State to refund the share of petitioners contributed by them towards New Defined Contributory Pension Scheme alongwith interest @ 8.1% per annum as per the mandate of judgment dated 30.03.2022 passed by this Court in CWP No.35361 of 2019 (Annexure P-11).

Counsel appearing on behalf of the petitioners would contend that in this regard, the petitioners have filed a representation dated 26.05.2022 (Annexure P-12) upon the official respondents, but till date no decision has been taken thereon. He would submit that at this stage, the petitioners would be satisfied in case their representation is decided, in a time bound manner, in accordance with law.

Notice of motion.

At this stage, Ms. Akshita Chauhan, AAG, Punjab, who is present in Court, accepts notice on behalf of the respondents and submits that the respondents will look into the matter and will take a decision on the representation of the petitioners.

Let sufficient number of copies of the complete paper book be supplied to her during the course of day.

Without commenting on merits of the case, the present petition is disposed of with a direction to the respondents to decide representation dated 26.05.2022 (Annexure P-12) of the petitioners within a period of three months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioners. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

22.07.2022

sanjeev

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No