

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.20641 of 2022
Date of Decision: 12.09.2022

Amrit Kumar Samra and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Malik, Sr. Advocate,
with Mr. Sachmeet Singh Randhawa, Advocate,
for the petitioners.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned Senior counsel appearing on behalf of the petitioners submits that the claim of the petitioners for the grant of pensionary benefit under the old pension scheme to the petitioners has been denied by respondents vide order dated 29.07.2022 a copy of which has been attached as Annexure P-6.

Learned Senior counsel submits that while making the claim, the petitioners have raised an argument that in the similar circumstances, Delhi High Court has already allowed the plea for grant of pensionary benefits under the old pension scheme, which judgment has been upheld by Hon'ble the Supreme Court, but, while passing the impugned order dated 29.07.2022 (Annexure P-6) the same has been done in a cryptic and non-speaking manner.

Notice of motion.

Mr. Teevar Sharma, AAG, Punjab accepts notice on behalf of the respondent-State.

Learned State counsel submits that he has instructions to submit that order dated 29.07.2022 (Annexure P-6) be treated as withdrawn with

liberty to pass a fresh order in accordance with law by taking into consideration the judgment of Delhi High Court a copy of which has been appended as Annexure P-3.

Keeping in view the fact that the impugned order dated 29.07.2022 (Annexure P-6) has been withdrawn, the present petition has been rendered infructuous and the same is disposed of as such.

However, the respondents will be at liberty to pass the fresh order in accordance with law by taking into consideration the judgment of the Delhi High Court a copy of which has been appended as Annexure P-3.

12.09.2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No