

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

(223)

CWP-8711-2017

Date of Decision : July 05, 2022

Brij Lal

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Nitesh Singla, Advocate, for the petitioner.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

Mr. H.D.S. Bains, Advocate, for respondent No.4.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the parties agree that question of law raised in the present petition is covered by the judgment passed by a Coordinate Bench of this Court in ***CWP No.22422 of 2010 titled as Anil Kumar and others versus State of Punjab and others, decided on 16.05.2012 (Annexure P-3)***, which judgment has already been upheld in LPA No.1729 of 2012 and has already attained finality.

Learned counsel for the petitioner submits that the petitioner restricts his claim of arrears from the date of the filing of the present petition and will not claim any arrears from a date earlier to the filing of the present petition.

Learned counsel for the respondents does not dispute the fact that the claim of the petitioner in the present petition is covered by the judgment in ***Anil Kumar's case (supra)***.

Keeping in view the above, the present writ petition is also allowed in same terms with the modification that the arrears for which the petitioner becomes entitled for, will only be released from the date of the filing of the present petition.

Let this order be complied with within a period of two months from the receipt of copy of this order.

July 05, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No