

125.

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

CWP-28783-2022

Date of Decision: 14.12.2022

GURMEET SINGH AND ORS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Komal Thakur, Advocate, for
Mr. Krishan Kumar Thakur 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 an appropriate writ, order or direction especially in the nature of mandamus directing the respondent 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-10).

Counsel appearing on behalf of the petitioners would contend that in this regard, the petitioners have served a legal notice dated 22.08.2022 (Annexure P-12) before the respondents, but till date, no decision has been taken thereon. She would submit that at this stage, the petitioners would be satisfied in case their legal notice is decided, in accordance with law, in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Deepali Puri, Additional Advocate General, Punjab, accepts notice on behalf of the respondents.

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

Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioners, the present petition is disposed of with a direction to the respondents to decide legal notice dated 22.08.2022 (Annexure P-12) of the petitioners within a period of six 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.

(JAISHREE THAKUR)
JUDGE

14.12.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No