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

CWP-5722-2021

Date of decision : 17.08.2023

Som Nath and others

...Petitioners

Vs.

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. R.K.Arya, Advocate for the petitioners.

Mr. T.P.S.Walia, AAG, Punjab
for respondent Nos.1 to 3.

Mr. Raj Karan Singh, Advocate for
Mr. Abhinav Gupta, Advocate
for respondent No.4.

Mr. Ankit Kumar, Advocate for respondent No.5.

Ms. Kavita Arora, Advocate for respondent No.6.

Mr. TVS Lehal, Advocate for respondent No.7.

DEEPAK MANCHANDA, J.(Oral)

Petitioners have filed this writ petition under Article 226 Constitution of India for issuance of a writ in the nature of mandamus directing the respondent No.3 to release the monthly pension/family pension of the petitioners well within time and not later than 7th day of each and every month and further to pay interest on delay payments @ 18 % per annum. Further prayer has been made for directing the respondents to pay the arrears of new pay scale w.e.f.January, 2011.

At the very outset, learned State counsel has invited the attention

of the Court to the reply dated 22.06.2022, wherein it has been mentioned that petitioner Nos.1, 2, 3, 7 and 13 have retired from the service before 01.01.2011 and payment has already been made in their respective bank accounts. Apart from it, remaining petitioners are eligible for the revision of pension as per new pay scale w.e.f. January, 2011 and their respective claims/arrears under the new pay scales of family pension has already been paid to them through their respective bank accounts. It has been further mentioned that pension is disbursed to the petitioners on monthly basis subject to the availability of funds as provided by respondent No.2 every month and there is no delay on the part of respondents.

Learned counsel for the petitioners does not dispute the above fact.

In view of the replies filed on behalf of respective respondents as well as stand taken by respondent Nos.1 to 3, nothing survives for adjudication in the present writ petition and the same is rendered infructuous.

Disposed of as such.

(DEEPAK MANCHANDA)
JUDGE

17.08.2023

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No