

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

**CWP-9725-2022 (O&M)
Date of Decision: 11.10.2023**

Satpal

..... Petitioner

Versus

The Employees Provident Fund Organization and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Jai Bhagwan Sharma, Advocate
for the petitioner.

Mr. Rajesh Hooda, Advocate
for respondents No.1 to 3.

None for respondent No.4.

HARSH BUNGER J. (ORAL)

1. Petitioner (Satpal) has filed the present petition under Articles 226/227 of the Constitution of India seeking quashing of the action of respondents No.2 and 3 for fixation of pension of the petitioner vide P.P.O. No.HR/KNL/00047365 dated 02.09.2021 (Annexure P-1), on the basis of monthly salary of Rs.6,500/- and 15,000/- instead of higher/full salary in accordance with paragraph No. 11(4) of E.P.F. Pension Scheme as granted to other similar situated employees of respondent No.4-Corporation. A further prayer has been made to direct respondents No.1 and 2 to re-fix the pension of petitioner taking into account the average of full/higher salary in accordance with paragraph No.11(4) of E.P.F. Pension Scheme of the

Employees Provident Fund Pension Scheme, 1995 at par with the similar situated retired employees of respondent No.4-Corporation and also at par with the Head Office Employees of Corporation, granted vide order dated 21.07.2020 (Annexure P-2); and release the arrears of pension along with interest @ 18% per month from the date of accrual till date of payment.

2. Learned counsel for the petitioner and respondents No.1 to 3 are *ad idem* that the issue in the instant case is squarely covered by the decision rendered by a co-ordinate Bench of this Court in CWP No.20224 of 2021, decided on 18.10.2022, accordingly, the instant petition be also disposed of in the same terms.

3. Keeping in view the aforesaid submission made on behalf of learned counsel for the petitioner and respondents No.1 to 3, the present petition is disposed of in terms of judgment dated 18.10.2022 passed in CWP No.20224 of 2021.

4. All pending application(s), if any, shall also stand closed.

11.10.2023*Apurva***(HARSH BUNGER)
JUDGE**

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No