

**127 IN THE HIGH COURT OF PUNJAB & HARYANA,
CHANDIGARH**

CWP No. 7530 of 2023

Date of decision : April 17, 2023

Lakhwinder Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present:- Mr. J. S. Mohri, Advocate
for the petitioners.

Pankaj Jain, J (oral).

Present writ petition has been filed under Article 226/227 of the Constitution of India by the petitioners seeking issuance of writ in the nature of mandamus directing the respondents to refund the share of the petitioners' contribution towards the New Defined Contributory Pension Scheme along with interest in view of the judgment dated 30th of March, 2022 rendered in CWP No.35361 of 2019 titled as '**Constable Bikramjit Singh and others vs. State of Punjab and others**'.

Learned Counsel for the petitioners at the outset contends that the representation dated 28.02.2023 filed at the behest of the petitioners is pending adjudication with the authorities and the same has been appended along with the present petition at Annexure P-11 and he limits his prayer for

adjudication thereof in the light of the judgment rendered in **Constable Bikramjit Singh's case (supra)**.

Notice of motion.

Mr. Aman Dhir, DAG, Punjab, who is present in Court accepts notice on behalf of the respondents. He submits that respondent No.2/competent authority will look into the matter and will take a decision on the claim raised by the petitioner in the representation, in accordance with law.

I have heard learned counsel for the parties and have gone through the record of the case.

Without commenting on the merits of the case, the present petition is disposed off with a direction to respondent No.2 (Director General of Police, Punjab Police Head Quarter, Sector-9, Chandigarh) to decide the representation dated 28.02.2023 (Annexure P-11) within 8 weeks from the date of receipt of certified copy of this order.

In case, the case of the petitioners are found to be covered by the judgment rendered by this Court in the case of '**Constable Bikramjit Singh and others**' **ibid** and are found to be entitled for the arrears along with interest, the same be released within a period of 8 weeks thereafter.

However, if the authorities find that the claim of the petitioners merits rejection, the same shall be rejected by passing a Speaking Order.

It is further clarified that in case, the claim of the petitioners merits

acceptance and if the amount is not disbursed within the stipulated time frame, the same shall carry an interest @ 18% thereafter.

(PANKAJ JAIN)
JUDGE

April 17, 2023
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No