

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

CWP-15360-2023

Date of decision: 20.07.2023

AJAIB SINGH THOROUGH HIS LRS

...Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present: Mr. Gurcharan Dass, Advocate for the petitioners.

SURESHWAR THAKUR, J. (ORAL)

1. Notice of motion.
2. Ms. Monika Jalota, Sr. DAG, Punjab, waives service of notice on behalf of respondents.
3. The learned State counsel on instructions imparted to her by the official concerned, states that the present petitioners had a cause of action similar to the ones, as became raised by the petitioners in Annexure P-6, whereons a decision favourable to the writ petitioners thus, has been made on 07.10.2013. She makes a further statement that the reason made out in Annexure P-6, contents whereof are extracted hereinafter, that since the present petitioners were not added as co-petitioners, in the said petitions thereby the petitioners are not entitled to the benefit, as became granted to the writ petitions in decision (supra), as made on the petitions mentioned in Annexure P-6, thus is a flimsy drawn reason.

“You have sent legal notice on behalf of Sh. Ajaib Singh son of Sh. Bhagat Singh, resident of Village Bamba, Tehsil Samrala, District Ludhiana. Civil Writ Petitions No.1538 of 1987, 1537 of 1987 and 10317 of 1995 were pending in the Hon’ble Punjab and Haryana High Court which were decided on 7.10.2013. The Hon’ble High

Court has implemented this decision only qua the petitioners mentioned in these writ petitions. The name of your client being not mentioned in these writ petitions, this decision cannot be implemented.”

4. If so, after quashing Annexure P-6, the respondents concerned, are directed to forthwith ensure, that benefits be granted to the petitioners, thus similar to the ones, as, became granted to the petitioners, through a decision made on 07.10.2013, upon the writ petitions, as detailed in Annexure P-6. The above be done within 3 weeks from today.

5. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

20.07.2023

Ithlesh

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned:-
Whether reportable:

Yes/No
Yes/No