

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision : 02.11.2023

CM-970-CWP-2023, CM-971-CWP-2023 in/and
CWP-8930-2017 (O/M)

Suresh Pal Chauhan and others

..... Petitioners

Versus

Union of India and others

..... Respondents

CM-916-CWP-2023, CM-917-CWP-2023 in/and
CWP-8931-2017 (O/M)

Darshan Lal and others

..... Petitioners

Versus

Union of India and others

..... Respondents

CM-990-CWP-2023, CM-991-CWP-2023 in/and
CWP-8932-2017 (O/M)

Yug Dutt Pathak and others

..... Petitioners

Versus

Union of India and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. Rajesh Hooda, Advocate
for applicant-respondents No. 2 to 4
in CWP-8930-2017, CWP-8931-2017 and CWP-8932-2017.

Ms. Zaheen Kaur, Advocate
for non applicant-petitioners in all cases.

Ms. Manpreet, Advocate for
Ms. Alisha Arora, Advocate
for non applicant-respondents No. 1 and 2
in CWP-8932-2017.

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CM-970-CWP-2023, CM-971-CWP-2023 in/and -2- 2023:PHHC:139828
CWP-8930-2017 (O/M) and connected cases

HARSH BUNGER, J. (ORAL)

CM-970, 916, 990-CWP-2023 in/and CWP-8930, 8931, 8932-2017

These applications have been filed under Section 151 CPC for exemption from filing certified/typed copies in Annexure R-1.

Applications are allowed, as prayed for.

CM-971, 917, 991-CWP-2023 in/and CWP-8930, 8931, 8932-2017

These applications have been filed under Section 151 CPC by respondent-Department for disposal of the abovenoted writ petitions in terms of judgment rendered by Hon'ble the Supreme Court in case of *The Employees Provident Fund Organization and Anr. Etc. Versus Sunil Kumar B. and Ors. Etc.* (decided on 04.11.2022).

Learned counsel for non applicant-petitioners fairly concedes that the cases of the petitioners would be covered with the judgment rendered by Hon'ble the Supreme Court in case of *The Employees Provident Fund Organization* (supra), however, she submits that even otherwise also the cases of the petitioners would be covered under Clause 12 (8) of the Employees Pension Scheme, 1995.

Learned counsel appearing for respondent-Department does not dispute the aforesaid position and submits that as and when the petitioners shall apply in terms of Clause 12 (8) of the Employees Pension Scheme, 1995, the same shall be considered by Department and necessary action would be taken thereon.

In view of the aforesaid submissions, no further orders are required to be passed in the matters and the instant applications are accordingly disposed of.

CM-970-CWP-2023, CM-971-CWP-2023 in/and -3- 2023:PHHC:139828
CWP-8930-2017 (O/M) and connected cases

CWP-8930, 8931, 8932-2017

Consequently, the writ petitions i.e. CWP-8930-2017, CWP-8931-2017, CWP-8932-2017 also stand disposed of in the aforesaid terms, by passing a common order as the similar question of law and facts are involved therein.

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

(HARSH BUNGER)
JUDGE

02.11.2023
sjks

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No