



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(252)

CWP No. 12364 of 2021 (O&M)
Date of Decision : 28.08.2024

Sham Lal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Madan Lal Saini, Advocate for the petitioner.
Mr. Arun Gupta, Deputy Advocate General, Punjab.
Mr. Sanju Wadhwa, Advocate for respondent No. 3.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the challenge is to the orders dated 25.04.2017 (Annexure P-5) and 03.02.2020 (Annexure P-7) respectively by which the respondents have declined to grant the benefit of service rendered by the petitioner with the Punjab Scheduled Castes Land Development and Finance Corporation, after the petitioner retired from service working on a pensionable post with the Government of Punjab.
2. Learned counsel for the petitioner submits that the relief which is being claimed by the petitioner has already been granted by this Court to another similarly situated employee, who had filed CWP No. 2722 of 2013 titled as ***Yash Pal Singh Rana Vs. The State of Punjab and others, decided on 05.02.2019***, which judgment has already attained finality and relief has already been given to Yash Pal Singh Rana.



3. Learned counsel for the respondents has not been able to dispute the fact that in ***Yash Pal Singh Rana’s case (supra)*** also, the service rendered in the Corporation wherein the petitioner of that case was working, was directed to be taken into account for computing the pensionary benefits. No differentiating factor in the case of the petitioner and that of ***Yash Pal Singh Rana’s case (supra)*** has been proved and so as not to appeal the said decision in the case of petitioner herein. Hence, the present petition is also allowed in the same terms as ***Yash Pal Singh Rana’s case (supra)*** except that the rate of interest will be 6% per annum and not 9% as claimed.
4. Let the order be complied with within a period of two months from the receipt of copy of this order.
5. Pending miscellaneous application, if any, also stands disposed of.

August 28, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No