



CWP-16202-2024

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

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Date of Decision :17.07.2024

Pardeep Kumar and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.V.S. Chugh, Advocate for the petitioners.

Mr. T.P.S. Chawla, Senior DAG, Punjab.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance being raised by the petitioners is that keeping in view the judgment of the Division Bench of this Court in **CWP-2371-2020, titled as, Harbans Lal vs. State of Punjab and others decided on 31.08.2010**, any employee, who was in service on 01.01.2004 will be governed by the Old Pension Scheme, even if, his/her services were regularized after the said date.

Learned counsel for the petitioners submits that the claim of the petitioners is squarely covered in the grant of Old Pension Scheme, which benefit is not being extended to the petitioners even though, the petitioners are working since 1987.

Learned counsel for the petitioners further submits that the petitioners have already raised the said grievance before the respondents by way of serving a legal notice dated 25.01.2024 (Annexure P/3), which is



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still pending consideration and the petitioners will be satisfied at this stage, in case, a time bound direction is issued to the respondents to decide the said legal notice.

Notice of motion.

Mr. T.P.S. Chawla, Senior DAG, Punjab, who is present in Court accepts notice on behalf of the respondents and submits that in case, legal notice dated 25.01.2024 (Annexure P/3) has been received from the petitioners and is still pending consideration with the authorities concerned, the same will be decided in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of certified copy of this order and in case, it is found feasible to grant the relief to the petitioners, the same will be extended to them otherwise, due reasons for not accepting the claim of the petitioners will be mentioned in the speaking order so passed, which will be conveyed to the petitioners.

Learned counsel for the petitioners submits that keeping in view the statement of the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

July 17, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/Nor