



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(230)

CWP No. 15166 of 2018 (O&M)

Date of Decision : 19.11.2024

Ram Sarup

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Tara Chand Dhanwal, Advocate for the petitioner.

Mr. Satnam Preet Singh, Deputy Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the petitioner is seeking the benefit of service which he had rendered in State of Haryana to be taken as a qualifying service for computing the pensionary benefits after retiring from a post with Govt. of Punjab.

2. Learned counsel for the respondents at the outset submits that the said question has already attained finality while deciding CWP No. 14558 of 2017 titled as ***Hardev Singh Vs. State of Punjab and others***, decided on 05.08.2024, wherein, the same benefit of seeking the benefit of service rendered in State of Haryana has been declined by this Court.

3. Learned counsel for the petitioner has not been able to rebut the same.

4. The judgment in ***Hardev Singh's case (supra)*** is reproduced as under :-



“In the present petition, grievance being raised by the petitioners is that they are entitled for counting their service, which they had rendered with the Government of Haryana towards qualifying service for computing their pensionary benefits after they retired from the Education Department, Punjab.

*Learned counsel for the respondents at the outset submits that the question of law as raised in the present petitions is no longer res integra as this Court while passing order in **CWP-5021-2012 titled as Gurdial Singh vs. State of Punjab and others, decided on 03.05.2019** has held that keeping in view the judgment passed by the Division Bench of this Court in **CWP-7694-1998 titled as Ranjit Nahar vs. State of Punjab and others decided on 02.08.2000**, service rendered in the State of Haryana cannot be taken into account as qualifying service for computing the pensionary benefits after being retired from a post while working in the Government of Punjab.*

I have heard learned counsel for the parties and have gone through the record with their able assistance.

The only question which arises for determination in the present petitions is whether the petitioners can be given benefit of the service rendered by them in the State of Haryana towards qualifying service for computing their pensionary benefits after being retired while working on a post with the Government of Punjab.

*The said question of law is no longer res integra as the Division Bench of this Court in the case of **Ranjit Nahar (supra)** after considering all the facts has held that keeping in view the rules governing the service of the State of Punjab, no benefit of the service rendered in the State of Haryana can be given towards qualifying service. Thereafter, this Court while passing order in **Gurdial Singh (supra)** has held that service rendered in the Government of Haryana cannot be taken into account as*



qualifying service for computing the pensionary benefits after being retired from a Government of Punjab.

*Learned counsel for the petitioners has not been able to point out any differentiating fact in the case of the petitioners with that of in the case of **Ranjit Nahar (supra)** as well as **Gurdial Singh (supra)**.*

*Keeping in view the fact that similar claim as raised in **Ranjit Nahar (supra)** as well as in **Gurdial Singh (supra)** has already been rejected, no ground for interference by this Court is made out and the writ petitions are accordingly dismissed.*

Civil miscellaneous application pending, if any, is also disposed of.

A photocopy of this order be placed on the files of connected cases.”

5. Keeping in view the above, no benefit of the service rendered by the petitioner in State of Haryana can be given towards the qualifying service for computing pensionary benefits of the petitioner.

6. Dismissed.

7. Pending miscellaneous application, if any, also stands disposed of.

November 19, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No