



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

(120)

CWP-15574-2024

Date of Decision : 10.07.2024

Baljinder Singh & ors.

.. Petitioners

Versus

Guru Nanak Dev University

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. D.S. Rawat, Advocate, for the petitioner.

Mr. M.K. Dogra, Advocate,
for the respondent.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present petition, the grievance being raised by the petitioners is that the claim of the petitioners for making applicable the Old Pension Scheme, which was available prior to 01.01.2004, be applied upon the petitioners as they were selected on the basis of an advertisement dated 16.09.2003 (Annexure P-1) qua the posts which had already become available prior to 01.01.2004, but the respondent-University without considering the facts as well as the law on the issue, have passed a totally cryptic order dated 13.06.2024, copy of which has been appended as Annexure P-14, the claim has been rejected.
2. Notice of motion.
3. Mr. M.K. Dogra, Advocate, accepts notice on behalf of the respondent.

**CWP-15574-2024****-2-**

4. After going through the impugned order (Annexure P-14), the learned counsel for the respondent concedes the factum that no reason has been given to reach to the conclusion that as to why the grant of benefit under the Old Pension Scheme cannot be extended to the petitioners.

5. Faced with this situation, learned counsel for the respondent submits that impugned order dated 13.06.2024 (Annexure P-14) be treated as withdrawn with liberty to pass appropriate fresh order, which will be passed within a period of 08 weeks from the date of receipt of certified copy of this order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioners, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioners in the speaking order to be passed by keeping in view the settled principles of law on the issue raised and will be conveyed to the petitioners.

6. Learned counsel for the petitioners submits that in view of the statement of learned counsel for the respondent as the impugned order has already been withdrawn, the present writ petition has been rendered infructuous and the same may kindly be disposed of as such.

7. Ordered accordingly.

10.07.2024
monika

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No