



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CWP No. 16386 of 2024

Date of Decision : 18.07.2024

Sudesh Kumari

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. V.K. Shukla, Advocate with
Mr. Ashish Gupta, Advocate for the petitioner.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner argues that petitioner was in service since on 01.01.2004 though her services were regularized in the year 2015, hence, the petitioner's claim will be covered for the grant of pension under the Old Pension Scheme keeping in view the judgment of Division Bench of this Court in CWP No. 2371 of 2010 titled as ***Harbans Lal Vs. State of Punjab and others***, decided on 31.08.2010 but the respondents are not granting the said benefit to the petitioner and that too without any valid justification.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the Demand Notice dated 07.06.2024 (Annexure P-6) but the same is still pending consideration



with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

3. Notice of motion.

4. On the asking of the Court, Mr. Swapan Shorey, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the Demand Notice dated 07.06.2024 (Annexure P-6) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and will be duly conveyed to her.

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

6. Ordered accordingly.

July 18, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No