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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-23448-2024 (O&M)

Date of Decision : 16-09-2024

RAKESH KUMAR POPLI

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Puneet Gupta, Advocate for the petitioner.

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

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, the grievance of the petitioner is that the petitioner was selected as a PCS Officer prior to 01.01.2004 but due to certain circumstances which were beyond the control of the petitioner, as well as respondent-State, the appointment could not be made prior to 01.01.2004 hence, in the facts and circumstances of the present case keeping in view the judgment of this Court in *CWP No.18043 of 2018 titled "Hitesh Kumar and ors. Vs. State of Haryana and ors."*, decided on 18.11.2022, the petitioner is entitled for benefit under the Old Pension Scheme.

Learned counsel for the petitioner submits that the grievance raised in the present petition has already been raised in the representation dated 17.04.2023, copy of which has been appended as Annexure P-12, and

the petitioner would be satisfied at this stage, if the same is decided by passing appropriate speaking order.

Notice of motion.

Mr. T.P.S Chawla, Sr. DAG Punjab, who is present in Court, accepts notice on behalf of the respondent-State. Learned counsel for the respondents submits that in case the representation dated 27.04.2024 (Annexure P-12) has been received in the concerned office, an appropriate order on the same would be passed by respondent No. 2 within a period of 8 weeks of the receipt of copy of this order. Learned State 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, which will be conveyed to the petitioner.

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

Ordered accordingly.

Pending application, if any, also stands disposed of.

16-09-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
 Whether reportable: YES/NO