



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CWP No. 24175 of 2024
Date of Decision : 23.09.2024

Jasvir Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ranjivan Singh, Advocate with
Ms. Kanika Toor, Advocate and
Mr. Risham Raag Singh, Advocate for the petitioner.

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

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance being raised by the petitioner is that she is entitled for the grant of benefit of Old Pension Scheme keeping in view the judgment of this Court in CWP No. 18043 of 2018 titled as **Hitesh Kumar and others Vs. State of Haryana and others**, decided on 18.11.2022, wherein the similar benefit as being claimed in the present petition has been allowed, but the respondents had rejected the claim of the petitioners without appreciating the correct facts and law established by the said judgment.

Notice of motion.

On the asking of the Court, Mr. Satnam Preet Singh, Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State.



Learned counsel for the respondents on instructions from Mr. Navdeep Gill, Nodal Officer, Department of Technical Education, submits that the impugned order dated 30.07.2021 (Annexure P-14) rejecting the claim of the petitioner be treated as withdrawn with liberty to pass a fresh order. Learned counsel further submits that the settled principle of law with regard to the post which had already been advertised prior to 01.01.2004 are entitled for benefits under Old Pension Scheme, will be taken into consideration while passing the fresh order, which order will be passed within a period of eight weeks of the receipt of copy of this order.

Learned counsel for the petitioner submits that in view of the statement of learned State counsel, the present petition has been rendered inructuous and the same may kindly be disposed of as such.

Ordered accordingly.

September 23, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No