

CWP-27931 of 2024

2024:PHHC:135690



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

CWP-27931 of 2024

Date of decision: 18.10.2024

Sh. Harbans Singh and others

.....Petitioners

Versus

The State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Mukesh Arora, Advocate,
for the petitioners.

Mr. Rajesh Sehgal, Addl. A.G., Punjab,
for respondents No.1 and 2.

Mr. Karmanbir Singh Kharbanda, Advocate,
for respondents No.3 to 7.

NAMIT KUMAR, J. (ORAL)

1. Present petition has been filed under Articles 226 and 227 of the Constitution of India praying for issuance of writ in the nature of *mandamus* to the respondents to release the payment of arrears of revised pay/pension to the petitioners w.e.f. 01.01.2016 to 30.06.2021 on the basis of implementation of Sixth Punjab Pay Commission along with interest @ 18% per annum on delayed payments and to revise the dearness allowance @ 125% instead of 113%.

2. Learned counsel for the petitioners submits that for grant of aforesaid benefits, the petitioners have served legal notice dated 16.08.2024 (Annexure P-5) upon the respondents, however, no action has been taken thereon till date. He submits that at this stage,

CWP-27931 of 2024

2024:PHHC:135690



petitioners would be satisfied, if the said legal notice is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1 and 2 and Mr. Karmanbir Singh Kharbanda, Advocate, accepts notice on behalf of respondents No.3 to 7 and they have no objection to the innocuous prayer made by learned counsel for the petitioners.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioners in the present petition, respondent No.4 is directed to consider and decide the claim made by the petitioners in legal notice dated 16.08.2024 (Annexure P-5) in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, the petitioners are found entitled, necessary benefits be released within a period of three weeks thereafter.

7. The petition stands disposed of.

(NAMIT KUMAR)
JUDGE

18.10.2024
R.S.

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No