



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(126)

CWP No. 26122 of 2024
Date of Decision : 14.10.2024

Balvir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Nitesh Singla, Advocate with
Mr. Surender Pant, Advocate for the petitioner.

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

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the grievance of the petitioner is that though the petitioner was appointed as Beldar on 20.08.1996 and he continued working as such till the year 2007 when his services were regularized but he is not being granted the benefit of pension under the Old Pension Scheme despite the judgment of the 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, hence, the respondents are liable to be directed to grant the petitioner the benefit under the Old Pension Scheme.
2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 18.07.2024 (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. Satnam Preet Singh, Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the legal notice dated 18.07.2024 (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 the said order will be duly conveyed to the petitioner.

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.

October 14, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No