

CWP-29300 of 2024

2024.FHHC:140975



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

CWP-29300 of 2024

Date of decision: 28.10.2024

Asha Rani and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Jaiteshwar S. Bhandari, Advocate,
for the petitioners.

Mr. Surya Kumar, AAG, Punjab,
for respondents No.1 to 4.

Ms. Ravisha Mahajan, Advocate,
for respondent No.5.

Mr. Shobhit Phutela, Advocate,
for respondent No.6.

NAMIT KUMAR, J. (ORAL)

1. Present petition has been filed by the petitioners under Article 226 of the Constitution of India praying for issuance of writ in the nature of *mandamus* directing the respondents to pay arrears from 01.01.2016 to 30.06.2021 which became due as per notification dated 05.07.2021 (Annexure P-2) along with interest @ 18% per annum.

2. Learned counsel for the petitioners submits that the petitioners retired from service on attaining the age of superannuation. However, their arrears of revised pay/pension and other retiral benefits w.e.f. 01.01.2016 to 30.06.2021 based on the recommendations of the Sixth Pay Commission have not been paid. Learned counsel submits

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that at this stage, petitioners would be satisfied, if the legal notice dated 17.09.2024 (Annexure P-3) is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Mr. Surya Kumar, AAG, Punjab, accepts notice on behalf of respondents No.1 to 4, Ms. Ravisha Mahajan, Advocate, accepts notice on behalf of respondent No.5 and Mr. Shobhit Phutela, Advocate, accepts notice on behalf of respondent No.6 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, respondents No.5 and 6 are directed to consider and decide the claim made by the petitioners in legal notice dated 17.09.2024 (Annexure P-3) 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.

7. The petition stands disposed of.

(NAMIT KUMAR)
JUDGE

28.10.2024
R.S.

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No