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

CWP-4402-2021

Date of decision: 10.11.2025

Balwant Singh and others

...Petitioners

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Jagat Vir Dhindsa, Advocate
for the petitioners.

Mr. Rajesh Hooda, Advocate
for respondents No.2 & 3.

HARPREET SINGH BRAR, J. (ORAL)

1. The present civil writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *certiorari* seeking quashing of impugned letters dated 20.09.2018 and 24.09.2018 (Annexures P-10 & P-11) issued by respondent No.3.

2. Learned counsel for the petitioners *inter alia* contends that the claim of the petitioners are based upon their retirement post 2014 and they have deposited their contribution under para 26(6) of Employees' Provident Funds Scheme, 1952 and the case of the petitioners is squarely covered by the judgments rendered by the Hon'ble Supreme Court in 'R.C. Gupta and others etc. Vs. Regional Provident Fund Commissioner Employees Provident Fund Organization and others etc.' and 'The Employees Provident Fund Organization and another Vs. Sunil Kumar B. and others' 2022(4) SCT 674 and the judgment by this Court in CWP No.5378 of 2024 and other connected cases, titled as 'Inderjit Singh Kaknani and others vs Union of India and others', decided on 12.09.2024.

3. On the other hand, learned counsel for respondents No.2 & 3 submits that the claim made by petitioner No.1 has already been accepted by the respondent-Corporation and he is already getting the higher pension and the



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record of the other petitioners have not been provided to the respondent-Corporation and in case the relevant record is provided within a period of four weeks, their cases would be considered in light of the law laid down by the Hon'ble Supreme Court in ***R.C. Gupta's case (supra)*** and ***Sunil Kumar B.' case (supra)***.

4. In the wake of the statement made by counsel for both the parties, the present civil writ petition is disposed of and the respondent-Corporation is directed to consider the claim of the petitioners and decide the same in light of the judgments rendered by the Hon'ble Supreme Court in ***R.C. Gupta's case (supra)*** and ***Sunil Kumar B.' case (supra)*** and the judgment rendered by this Court in ***Inderjit Singh Kaknani's case (supra)***. The petitioners are directed to file their claim with the respondent-Corporation within a period of four weeks and the respondent-Company would consider and decide the same within a further period of eight weeks.

5. Needless to say, if the petitioners are found entitled to the benefits under Employees' Provident Funds Scheme, the same shall be released to them forthwith.

(HARPREET SINGH BRAR)
JUDGE

10.11.2025

Neha

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No