



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

598

CWP-13764-2003 (O&M)
Date of decision: 01.04.2025

Bhagwant Singh

....Petitioner

Versus

Khalsa College Amritsar and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner

Mr. Swapan Shorey, DAG Punjab

AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition for quashing of the order dated 14.11.2002 and for directing respondent No.2 to release the gratuity payable to the petitioner on the basis of basic pay + DA + ADA as per rules.

2. In the written statement dated 20.11.2005 filed on behalf of respondent Nos.1 and 2, the preliminary objection raised is that the petitioner has been paid the gratuity as per his entitlement and he is not entitled to the relief as has been prayed in view of the fact that Payment of Gratuity Act, 1972 only became applicable to privately managed and affiliated colleges and schools by way of Notification of Government of India (Labour Department) on 03.04.1997 whereas he had already retired on 01.06.1995 i.e. much before the date of the notification. In view of the above said fact, the petitioner is entitled for gratuity by

taking into account only his basic pay and not the allowance as claimed by him.

3. In view of the above, the petitioner is disposed of, reserving the petitioner with a liberty to get it revived, in case need arises.

(AMAN CHAUDHARY)
JUDGE

01.04.2025
M.Kamra

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