



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(227)

CWP No. 12193 of 2019 (O&M)

Date of Decision : 13.05.2025

Manav Kalyan Trust

...Petitioner

Versus

The Controlling Authority under the Payment of Gratuity Act-cum-
Labour Commissioner, Amritsar and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajinder Sharma, Advocate for the petitioner.

Mr. Akshay Kumar Goel, Advocate and
Mr. Ravinder S. Chhibber, Advocate for
Mr. Harsh Chopra, Advocate for respondent No. 2.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner very fairly submits that though, when the writ petition was filed, the averments were made keeping in view the settled principle of law that total period of service cannot be taken into account for calculating the gratuity but keeping in view the law on the issue settled by the Hon'ble Supreme Court of India in Civil Appeal No. 8162 of 2012 along with bunch of other Civil Appeals decided on 29.08.2022 titled as ***Independent Schools' Federation of India (Regd.) Vs. Union of India and another***, wherein, it has been held that the total service is to be taken into account for calculating the gratuity, the present petition may kindly be disposed of having been not pressed any further.

2. Ordered accordingly.



3. Pending miscellaneous application, if any, also stands disposed of.

May 13, 2025
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No