



CWP-20179-2016

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

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CWP-20179-2016 (O & M)
Date of decision: 28.02.2025

Nirmal Singh

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. R.K.Arora, Advocate and
Mr. Jugam Arora, Advocate,
for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for directing the respondents to count the military service of the petitioner rendered in the Indian Air Force w.e.f. 19.06.1996 to 28.06.1985 towards pensionary benefits and increments and also release other service benefits, including ACP, arrears of pay scale of Rs.6400-10640/- in terms of the instructions dated 07.11.2002, payment of LTC etc.

2. Learned counsel submits that the petitioner does not press the claim qua the pensionary benefits as he was drawing it from the Armed Forces, however, with regard to the claim for counting the service towards increments, his case may be considered taking note of the judgment passed in **Balwant Singh vs. State of Punjab and others**, CWP-9062-



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1994, decided on 10.05.2013, against which LPA-1474-2013 was also dismissed on 18.03.2014 so also the SLP on 18.05.2015. Insofar as the other claim is concerned, he will file a detailed representation in terms of the order dated 20.05.2024 passed in the previous *lis* being CWP-17778-2003, Annexure P-5, which may be directed to be decided in a time bound manner.

3. The aforesaid facts having been brought out, during the course of hearing, learned State counsel, on instructions, states that the respondents shall re-examine the matter as also the representation if filed, and decide afresh taking note of the aforesaid judgment, within a period of 4 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner.

4. The aforesaid satisfies the learned counsel for the petitioner.

5. The matter stands disposed of accordingly and if the petitioner is found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same may be passed after granting opportunity of hearing to him and shall contain reasons, whereupon he shall be free to seek legal redress thereupon.

28.02.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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