

2025:PHHC:130050



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

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CWP 28028 of 2025

Date of Decision:19.09.2025

Jeet Singh and another

...Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Amarjit Singh, Advocate
for the petitioners.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioners have filed the present petition claiming the following reliefs:-

“Civil writ petition under Article 226 of the Constitution of India praying for issuance of a writ in the nature of mandamus directing the respondents to release the benefit of adhoc service w.e.f. 16.05.1987 and 1.08.1989 to the petitioners as admitted having worked from these dates as per Annexure P-1 and P-9 dated 24.03.09 and 24.03.09, releasing the benefit of fixation of pay in the revised pay scale w.e.f. 1.01.2016 whereas the last basic pay drawn as per Pension Payment Order Annexure P-5 and P-11 dated 28.04.25 and 18.03.2025 was taken for fixation of pension without adding Dearness allowance applicable on 30.04.2022 as per 6th pay Commission, release of leave encashment to both the petitioners in

view of the Hon'ble Supreme Court of India decision dated 18.11.24 passed in Civil Appeal No.17529-17530 of 2017 and lastly a direction for release of interest on the delayed payment of pension/death cum-retirement gratuity for more than 3 years.

It is further prayed that petitioners pay be revised as per revision w.e.f. 01.01.2016, by giving benefit of adhoc service prior to 01.08.1995 and refixing the pension, gratitude and release of leave encashment with all consequential benefits including interest be released”.

2. Learned counsel for the petitioners submits that the petitioners have already served a legal notice dated 05.06.2025 (Annexure P-8) on the respondents but the respondents have not conveyed any decision so far. Learned counsel for the petitioners further submits that he shall be satisfied in case the appropriate directions are issued to respondent No.2 to decide the legal notice dated 05.06.2025 (Annexure P-8) in a time bound manner.

3. Notice of motion.

4. On the asking of the Court, Mr. Satnam Preet Singh Chouhan, DAG, Punjab, who is present in the Court, accepts notice on behalf of the official respondents and has no serious objection to the limited prayer made by learned counsel for the petitioners, at this stage.

5. I have heard learned counsel for the parties and perused the record carefully.

6. At this stage, the writ petition is disposed off with a direction to respondent No. 2 to decide the legal notice dated

05.06.2025 (Annexure P-8) by passing a speaking and well reasoned order within a period of 08 weeks from the date of receipt of a certified copy of this order. The petitioners shall also at liberty to make any additional representation within a period of one week from today. In case, any such additional representation/material placed on record within a period of one week, the same shall also be taken into consideration by respondent No.2 while disposing off the legal notice dated 05.06.2025 (Annexure P-8).

7. In case, it is found that the petitioners are entitled to any relief, all consequential benefits may also be granted to them forthwith alongwith reasonable rate of interest.

8. Disposed of in the aforesaid terms.

19.09.2025

amit rana

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No