



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

CWP-20406-2023

Date of Decision : **07.05.2026**

HARJIT SINGH (NOW DECEASED) THROUGH HIS LRS.

.....Petitioner

VERSUS

**THE APPELATE AUTHORITY UNDER THE PAYMENT OF
GRATUITY ACT AND ORS**

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Tahaf Bains, Advocate,
for the petitioner.

Mr. Amaninder Preet, Advocate,
for respondents no.3 and 4.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, filed under Article 226/227 of the Constitution of India, a prayer is made for issuance of a writ in nature of *certiorari* seeking quashing of order dated 04.01.2022 (Annexure P-4), passed by respondent no.1, whereby the appeal of the petitioner was rejected, solely on the ground of limitation. He also seeks quashing of order dated 30.01.2018 (Annexure P-2), passed by respondent no.2, whereby while accepting the claim of the petitioner, for payment of gratuity, the Controlling Authority, has wrongly applied the ceiling of Rs.3.5 lakhs.

2. Learned counsel for the petitioner submits that the order dated 30.01.2018, is erroneous, as the ceiling limit has already been

enhanced, and even the respondent-department has issued a new notification in this regard.

3. Learned counsel for respondents no.3 and 4, is unable to refute, the fact that the ceiling limit has already been increased from Rs.3.5 lakhs to Rs.10 lakhs, and the case of the petitioner is squarely covered under the new notification.

4. He fairly concedes with regard to issuance of a new notification, which makes the petitioner, entitled for reconsideration of his claim, under the amended enhanced ceiling.

5. In view of the above, the impugned orders (*supra*), are **set aside**, and respondents no.3 and 4, are directed to reconsider the case of the petitioner with regard to gratuity afresh.

6. The aforesaid exercise shall be carried out by respondents no.3 and 4, within a period of six weeks from the date of receipt of a certified copy of this order.

7. **Disposed of** accordingly.

8. All pending application(s), if any, also stand **disposed of** accordingly.

May 07, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No