

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.114

Civil Writ Petition No.21338 of 2017
DECIDED ON: September 19, 2017

V.K. SHARMA AND OTHERS

..PETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Ranjit Saini, Advocate,
for the petitioners.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of Mandamus, directing the respondents to grant the benefit of qualifying service for grant of full pension after 20 years of service to the petitioners who are retirees from Government Aided Private Colleges at par with the retirees of Government College employees in the light of settled provisions of law and to release the benefit of revised full pension including arrears upto date along with interest.

2. The contention of learned counsel for the petitioners is that teachers of Government Aided Colleges in Haryana made a representation

to The Chief Minister, Government of Haryana, Chandigarh in the year 2015 (P-6) demanding the grant of benefit of full pension after completion of 20 years service in place of 28 years of service from August 25, 2014 at par with retired employees/officers of the Government Colleges.

3. No doubt, the Government has sought information in this regard to the effect that in case the benefit is extended to the employees referred to above then how much pecuniary financial burden would be thereon vide letter dated October 12, 2015. Thereafter, number of reminders were written and ultimately reminder letter-10 was addressed to the Director Higher Secondary Education, Haryana, Siksha Sadan, Sector 5, Panchkula but till date no response has been received. Aggrieved against the inaction on the part of the respondents, petitioners were also constrained to serve a legal notice dated August 21, 2017 (P-10) upon the respondents but till date no conscious decision has been taken.

4. Notice of motion.

5. At the asking of the Court, Mr. Ram Tilak Redhu, Deputy Advocate General, Haryana accepts the notice on behalf of the respondents-State. Copy of the petition be supplied to learned State counsel during the course of the day.

6. In the light of prayer made by learned counsel for the petitioners, no reply from the side of respondents-State is required for disposal of instant petition.

7. Accordingly, instant petition is disposed of with a direction to both the respondents to look into the grievances unfolded by the petitioners in the legal notice dated August 21, 2017 (P-10) and to take a conscious decision by passing a speaking order that too, after giving a patience

hearing to one of the petitioners as their representative within a period of four months from the date of receipt of a certified copy of this order.

8. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to approach this Court.

September 19, 2017

Ankur

(JASPAL SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No



सत्यमेव जयते

