

*IN THE HIGH COURT FOR THE STATES OF PUNJAB
AND HARYANA AT CHANDIGARH.*

C.W.P. No. 9659 of 2010. [O&M]

Date of Decision: 13th January, 2012.

Hans Raj & Ors.

Petitioners through
Mr. Rimpaljit Kaur, Advocate

Versus

State of Punjab & Ors.

Respondents through
Mr. Suvir Sehgal, Addl.AG, Punjab.

CORAM:

HON'BLE MR. JUSTICE SURYA KANT.

- 1. Whether Reporters of local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

SURYA KANT, J. [ORAL]

This order shall dispose of CWP Nos. 9659 of 2010 and 15200 of 2011 as in both the cases the petitioners are retired College Teachers who seek a direction for counting of the services rendered by them in the Government Aided Colleges/Institutions towards qualifying service for the purposes of pension and other retiral benefits.

It further appears that the petitioners served in Guru Gobind Singh Republic College, Jandiala, which was later on taken over by the Government and it became a Government College.

In a catena of decisions, this Court has ruled that the services rendered in Government Aided Institutions has to be counted towards pension and other retiral benefits. Some of these decisions have been relied upon by the petitioners also, namely, ***Harnandan Singh v State of Punjab & Ors., 2007[2] RSJ, 437*** and ***Charan Singh v State of Punjab & Ors., 2006[6] SLR, 624.*** The

order dated 16.02.2010 passed by this Court in **Mohinder Singh Randhawa & Ors. v State of Punjab & Ors., CWP No. 2708 of 2010 [Annexure P-11]** is also relied upon.

In the light of the settled proposition of law, the writ petitions are disposed of with a direction to the respondents to verify the services rendered by the petitioners in the Government Aided College before it was taken-over by the State Government and if found correct, to consider their claim for counting the said service towards pension and other retiral benefits. The petitioners shall, however, in the event of acceptance of their claim, be entitled to arrears of pension for a period of 38 months only from the date of filing of the writ petition. Let the needful be done within a period of three months from the date a certified copy of this order is received.

Disposed of. **Dasti.**

January 13, 2012.
dinesh

(SURYA KANT)
JUDGE