

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

CWP No.915 of 2015

Date of Decision : 21.1.2015

Dalip Singh

....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr.Saurabh Arora, Advocate
for the petitioner.

MAHESH GROVER.J.

Learned counsel for the petitioner relies upon the order dated 16.1.2013 passed in **CWP No.13425 of 2012** (*Tarvinder Singh v. State of Punjab and others*), which reads as under :-

“Petitioner admittedly is now a handicap person as has been defined under the Persons with Disabilities (Equal opportunities, Protection of Rights and Full Participation) Act, 1995.

It has been stated by the counsel for the petitioner that the claim of the petitioner is covered by the Division Bench Judgment of this Court passed in **LPA No. 1719 of 2011** titled ***State of Punjab and others vs. Bhupinder Singh***, decided on 25.9.2012 (Annexure A/1).

Counsel for the respondents could not dispute the contention of the counsel for the petitioner.

In view of the above, the present writ petition is allowed. The petitioner is held entitled to the benefit of continuance in service till the age of 60 years as per the Punjab Govt. instructions dated 24.11.1982 (Annexure P-2) and dated 16.2.1996 (Annexure P-3). Petitioner accordingly is to be now taken back in service since he has been superannuated on 31.8.2012. It goes without saying that he shall be entitled to all consequential benefits as per law, which shall be released to him within a period of three months from the date of receipt of certified copy of the order.”

Consequently, the present petition is disposed of in the above terms. The consequential benefits shall be released to the petitioner as expeditiously as possible, preferably within a period of two months from the date of receipt of certified copy of the order.

21.1.2015
dss

(MAHESH GROVER)
JUDGE