

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.19635 of 1996

Date of Decision: 11.03.2016

Noor Mohammad

... Petitioner

Versus

Punjab Wakf Board and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Dinesh Kumar, Advocate,
for the petitioner.

Mr. G.S. Bhatia, Advocate,
for respondents No.1 and 2.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.(Oral)

1. The issue involved in this case is whether the direct recruit can be reverted to a post lower than the one on which he was appointed. This issue stands settled in **Hussain Sasansaheb Kaladgi v. State of Maharashtra**, (1988) 4 SCC 168, **Nyadar Singh v. Union of India and others**, (1984) 4 SCC 170, **P.V. Srinivasa Sastry v. Comptroller & Auditor General**, (1993) 1 SCC 419 in favour of the petitioner. In any case, Mr. Dinesh Kumar, learned counsel states that the petitioner has retired from service on reaching the age of superannuation and, therefore, the writ petition has been rendered infructuous.

2. Before parting, it may be observed that in case, the petitioner's terminal benefits have been held up because of this litigation those impediments stand removed.

3. The petition stands disposed of.

(RAJIV NARAIN RAINA)
JUDGE

11.03.2016
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