

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

**CWP No.11482 of 2016 (O&M)
Date of decision : August 10, 2016**

Kimti Lal Sharma and another **Petitioners**

Versus

State of Punjab and others **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sunny Singla, Advocate for the petitioners.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Petitioners, who were working as Senior Assistant and Science Master in the Education Department, have retired from service respectively on 28.02.2011 and 28.02.2009.

In the present writ petition, the petitioners seek extension of their service from 58 years to 60 years on the ground that they are physically handicapped, as per certificate Annexure P-2 (colly). The reliance has been placed on the judgment passed by the Division Bench of this Court in LPA No.1719 of 2011, titled as “*State of Punjab and others v Bhupinder Singh*”, decided on 25.09.2012, which was affirmed by Hon'ble the Apex Court.

I am of the view that assuming that the petitioners are entitled to the benefit of their disability and the benefit of aforesaid judgment for extension of their service from 58 years to 60 years, such relief cannot be granted to them, simply for the reason that they have already crossed the age of 60 years. They have approached this Court after 5-6 years of their

retirement. Therefore, on account of the fact that the petitioner have already crossed the age of 60 years and on account of laches, no relief can be granted to the petitioners.

As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

August 10, 2016

sarita

Whether speaking / reasoned Yes

Whether Reportable: No