

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

CWP No.14017 of 2015 (O&M)

Date of Decision: 11.11.2016

Joginder Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sandeep Singal, Advocate, for the petitioner.

Mr. Hitesh Pandit, Addl. AG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

The show cause notice of compulsory retirement has been withdrawn by the Department, which renders the petition infructuous.

However, the petitioner claims that salary for the period from 18.04.2015 to 26.08.2015 has not been paid to him even though he has worked during the period, which can be proved from the attendance register.

I do not find it expedient to keep the matter pending only to adjudicate the small issue and, therefore, the proceedings can be closed in view of the major relief granted to the petitioner with a direction to the respondents to consider the prayer for salary for the period in question and pass a speaking order thereon within a period of two months from the receipt of certified copy of this order.

It would not be taken as a negative factor if a consolidated application has been preferred for relief and in order to do substantial justice, the Department would look into the matter holistically and sympathetically and pay salary accordingly, the period being brief and the petitioner having worked

and performed duty and so as not to leave the petitioner to run from pillar to post.

With these directions, the present petition is disposed of.

11.11.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*