

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 22248 of 2016 (O/M)

Date of decision : 25.10.2016

Vijay Kumar Verma

..... Petitioner (s)

Versus

Punjab Water Resources Mgmt. and Dev. Corpn. Ltd. Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. S.S. Walia, Advocate, for the petitioner.

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 ?

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KULDIP SINGH J. (ORAL)

The learned counsel for the petitioner claims that recovery of Rs. 42,314/- from the arrears is illegal and is covered by the authority of the Apex Court in State of Punjab and others etc. Versus Rafiq Masih (White Waster) etc., 215 AIR (SC) 696. The impugned order dated 22.9.2016 (Annexure-P-7) makes it clear that the petitioner had given a written consent to recover the amount from revised salary/fixation arrears last installment. Accordingly, out of the recovery amount of Rs. 85,035/-, Rs. 42,314/- were recovered and a sum of Rs. 42,991/- is still due without interest. The petitioner is aggrieved by recovery of Rs. 42,314/-.

Since the petitioner had given a written consent for the said recovery, therefore, the case of the petitioner is not covered by the judgment

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of the Apex Court in Rafiq Masih's case (supra). The present writ petition is accordingly dismissed.

(KULDIP SINGH)
JUDGE

25.10.2016
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No