

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

**CWP-2478 -2015 (O&M)
Date of decision: 27.10.2016**

Darshan Singh

.....Petitioner

versus

The State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.O.P.Gabba, Advocate for the petitioner
Mr.R.S.Pathania, DAG Punjab

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Petitioner retired as Superintendent Grade II from the office of Zila Parishad, Ferozepur City on 31.3.2013. The impugned order dated 26.8.2014 (Annexure P1) was passed for effecting recovery of Rs.4,19,144/- from the gratuity, allegedly on account of wrong fixation of pay.

Case of the petitioner is covered by the judgment of Hon'ble Supreme Court in the case titled as State of Punjab and others vs. Rafiq Masih (White Washer) etc., 2015 (1) S.C.T. 195.

Therefore, the impugned order dated 26.8.2014 (Annexure P1) is quashed.

The writ petition is accordingly allowed. The recovered amount be refunded within two months from the date of receipt of a certified copy of this order.

27.10.2016
gk

**(Kuldip Singh)
Judge**

Whether speaking/ reasoned:
Whether Reportable:

Yes
No