

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

Sr. No.257

**CWP No.3174 of 2016
Date of decision: 01.03.2016**

Satyavir Singh

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Sumit Sangwan, Advocate,
for the petitioner.

Mr. Harish Rathee, Senior DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, the petitioner seeks quashing of order dated 30.12.2015 (Annexure P-4) vide which he has been ordered to be superannuated on attaining the age of 58 years. The petitioner further seeks the issuance of a direction to the respondents to permit him to continue till the age of 60 years as per the policy of the Government of Haryana dated 31.01.2006 which provides that retirement age of physically handicapped Government employees who have over 70% disability is to be 60 years instead of 58 years.

It is not disputed that as per the prevalent policy of the Government of Haryana dated 31.01.2006 a physically disabled employee having more than 70% disability is entitled to continue in service till the age of 60 years. It is further not disputed that, as required, the petitioner has submitted to the respondents a medical certificate duly certified by the Medical Board of PGIMS, Rohtak to the effect that he suffers from more

than 70% physical disability.

If that is so, in my opinion, nothing stands between the petitioner and his continuation in service till the age of 60 years. Accordingly, the order dated 30.12.2015 (Annexure P-4) is quashed. Resultantly, the petitioner shall continue in service till the age of 60 years with all consequential benefits.

The petition stands allowed in the above terms.

(DEEPAK SIBAL)
JUDGE

March 01, 2016

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