

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

**CWP-16127-2017 (O&M)
Date of decision: 25.07.2017**

Gian Chand

... Petitioner

Vs.

State of Punjab & others

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Om Pal Sharma, Advocate for petitioner.

...

TEJINDER SINGH DHINDSA, J.

Pleadings on record would indicate that the petitioner is working as a Lecturer with the Punjab State Education Department.

Counsel adverts to the certificates placed on record at Annexures P-1 and P-2 to assert that the petitioner suffers from a physical disability element of 50%.

The grievance raised in the petition is that till date the claim of the petitioner for grant of benefit as per Policy dated 19.11.2014 (Annexure P-3) seeking the age of superannuation in case of handicapped person as 60 years instead of 58 years has not been finalized.

Counsel argues that it is incumbent upon the respondent/authorities to make the necessary entries in the service record in the light of certificates placed on record at Annexures P-1 and P-2 and thereafter accord to him the benefit of the instructions dated 19.11.2014 (Annexure P-3). It is contended that non finalization of the claim of the petitioner would cause seriously prejudice as the respondent/department would otherwise retire the petitioner on 31.07.2017 i.e. upon completing the age of 58 years.

Without even ascertaining the correctness of the averments made in the petition and without commenting on the merits of the case, I deem it appropriate to dispose of the instant petition with a direction to respondents No.2 and 3 to examine the claim and grievance of the petitioner and to take a final decision as regards the claim of the petitioner in the light of the documents placed on record at Annexures P-7 and P-8 which are memo dated 17.07.2017 and 18.07.2017 respectively and which in turn reflects that the case of the petitioner is under consideration.

A final view in the matter be taken within a period of two weeks and conveyed to the petitioner.

Disposed of.

25.07.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|------|----------------------------|--------|
| (i) | Whether speaking/reasoned? | Yes/No |
| (ii) | Whether reportable? | Yes/No |