

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

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CWP-27444-2013 (O&M)
Date of decision: 03.03.2017

Balwan Singh

.....Petitioner

Versus

State of Haryana and others

.... Respondent

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. Ravi Malik, Advocate for the petitioner.

P.B. Bajanthri, J. (Oral)

In the instant writ petition, the petitioner has questioned the communication dated 14.08.2013 by which the petitioner has been directed to furnish pension papers as he is due for retirement on 31.12.2013 with reference to the date of birth as 01.01.1956. Learned counsel for the petitioner submitted that petitioner's date of birth is 02.04.1959 which is evident from various documents like seniority list, driving licence and pan card. Therefore, impugned communication Annexure P3 dated 14.08.2013 by which there is proposal to retire the petitioner w.e.f. 31.12.2013 is contrary to the facts. It was submitted that his date of birth is 02.04.1959 and he is entitled to continue in the service till 30.04.2017.

On the other hand, learned State counsel submitted that by virtue of interim order the petitioner is continued and he would be retiring on 30.04.2017 and hence they don't want to contest the present petition. Therefore, impugned order dated 14.08.2013 vide Annexure P3 is set aside. The petitioner be continued in service till 30.04.2017.

Petition stands disposed of.

03.03.2017

pooja saini

(P.B.BAJANTHRI)
JUDGE

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No