

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

**CWP No.25624 of 2016 (O&M)
Date of decision : March 14, 2017**

Sh. Jagdish Singh Johal

..... Petitioner

Versus

Stated of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. S.S. Sodhi, 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 ?

KULDIP SINGH J. (ORAL)

After arguing for some time, learned counsel for the petitioner does not press the prayer for quashing the order of removal of the petitioner from service vide order dated 30.06.1998 (Annexure P-8). However, learned counsel for the petitioner claims that since the petitioner had served the Department from 20.06.1974 till his removal from service, therefore, he has qualifying service for grant of pension. Under Rule 2.5 of Punjab Civil Services Rules, Chapter-2, Volume-II. In case of removal from service on the ground of mis-conduct, insolvency or inefficiency, the Government may not grant the pension. However, compassionate allowance may be granted in deserving cases of special consideration.

Learned counsel for the petitioner contends that the petitioner has lost one eye completely and having very weak eye sight in other eye.

I am of the view that it is for the Government to take a decision as to whether pension or compassionate allowance is to be granted or not?

In these circumstances, the present petition is disposed of with a direction to the petitioner to make a representation to the Government for grant of pension/compassionate allowance and if the representation is made, the Government shall take a decision there on within three months from the date of filing of it. Regarding GPF, if some amount is due to the petitioner, the same shall also be released to him.

(KULDIP SINGH)
JUDGE

March 14, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No