

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

112

**Civil Writ Petition No.26599 of 2017
Date of decision: November 22, 2017**

Babu Masih

....Petitioner

versus

The Central Administrative Tribunal, Chandigarh and another

....Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL***

Present: Mr. B.B. Bagga, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

1. The prayer in this petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari to quash and strike down the specific part of the impugned order dated 14.03.2017 passed by respondent No.1 whereby the pension of the petitioner is erroneously allowed to be fixed on the basis of illegally reduced salary of the petitioner. Further prayer has also been made to quash and strike down the impugned action of respondent No.2 whereby the retiral dues and pension of the petitioner stand illegally reduced by erroneous treatment of the petitioner as holder of a post of Cabin Man, even while the petitioner,

upto last day of service before superannuation, served the respondent No.2 in the capacity of a higher post of Shunting Master.

2. At the outset, learned counsel for the petitioner submitted that inadvertently certain typographical mistakes have been occurred in the present writ petition. Accordingly, a prayer was made that he may be allowed to withdraw the present writ petition with liberty to the petitioner to file a fresh writ petition on the same cause of action by furnishing correct and better particulars.

3. Dismissed as withdrawn with liberty as prayed for.

(AJAY KUMAR MITTAL)
JUDGE

November 22, 2017

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(AMIT RAWAL)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No