

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

**Civil Writ Petition No.3489 of 2017
Date of Decision: 17.04.2017**

Sukhdev Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. R.K.Arora, Advocate for the petitioner.

Mz. Sudeepti Sharma, Deputy Advocate General, Punjab
for the respondents/State.

JASWANT SINGH, J. (Oral)

The petitioner, while working as Block Primary Education Officer with the Education Department, Punjab, attained the age of superannuation (58 years) on 30.11.2016. His claim for extension in service was not being considered in the light of two Charge-Sheets dated 11.08.2014 and 22.10.2016 for imposition of major penalty.

It was contended that as far as the Charge-Sheet dated 22.10.2016 is concerned, the same upon consideration of the reply stands dropped vide order dated 29.12.2016; and as regards the Charge-Sheet dated 11.08.2014, an order dated 02.01.2017 (**Annexure P-18**) stands passed, whereby a minor punishment of 5% cut in pension has been ordered.

The contention is that although the petitioner has been permitted to continue till 02.01.2017, however, no decision qua extension in service due w.e.f. 01.12.2016 was taken.

Upon notice, reply has been filed, which, *inter alia*, states that the subsequent order dated 14.03.2017 (**Annexure R-1**) stands passed, whereby the claim for extension has been rejected.

At the time of hearing, learned Counsel for the petitioner submits that the present petition has become infructuous as his client has challenged the subsequent order dated 14.03.2017 (R-1) by filing CWP No.5930 of 2017.

In view of the aforesaid fact, the present writ petition is disposed of as infructuous.

April 17, 2017
Gagan

(JASWANT SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No