

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

LPA No.1793 of 2017 (O&M)

Date of Decision : 16.11.2017

Navdeep Kaur

....Appellant

Versus

State of Punjab and another

....Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI**

**Present : Mr.Harinder Sharma, Advocate
for appellant.**

MAHESH GROVER, J. (Oral)

This appeal is directed against the judgment of the learned
Single Judge dated 24.04.2017.

The appellant was in employment of the respondents since 1995 on *ad hoc* basis but regularised subsequently w.e.f.1991. She submitted a request for voluntary retirement on 28.11.2013 in terms of Rule 3(2) of the Punjab Civil Services (Premature Retirement) Rules 1975 after having attained the age of 50 years and having completed 25 years of service. This application was accepted on 26.02.2014 and all necessary retiral benefits were released to her. After a gap of 14 months thereafter the petitioner submitted an application seeking to rejoin service by relying upon a circular dated 11.06.1998 which permits a female member of the service to be re-inducted in service in the event of her resignation on account of her marriage or family circumstances. The learned Single Judge concluded that the case of the appellant is not covered by the circular at all and the voluntary

retirement would be governed by Rule 3(2) and (4). We would have no reason to differ with the same as the said circular talks of resignation of a female employee on account of compelling circumstances and to rehabilitate her such a provision has been made. In the case of the appellant she chose voluntary retirement which was granted along with all consequential benefits including pension etc. We, therefore, concur with the view of the learned Single Judge.

Besides, the appeal is also barred by a delay of 111 days for which no adequate justification has been offered. The appellant states that she was abroad. This *per se* would be no justification to condone the delay.

Appeal dismissed on merits as well as on the ground of delay.

(MAHESH GROVER)
JUDGE

16.11.2017
dss

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No