

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

CWP-477-1996 (O&M)
Date of Decision: 11.05.2018
 --Petitioner

B.B. Vatsa

Versus

Punjab Agricultural University & others --Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- None for the petitioner.

Ms. Amanpreet Kaur, Advocate for
Mr. HNS Gill, Advocate for the PAU.

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TEJINDER SINGH DHINDSA, J.(ORAL).

Counsel representing the respondent/University states that the petitioner has since expired.

Pleadings on record would indicate that the petitioner (since deceased) was appointed in the University as Administrative-cum-Deputy Accounts Officer in the year 1971.

Punjab Government introduced a scheme thereby granting incentive to its employees for promoting the 'Small Family Norms' vide instructions dated 25.10.1983 (Annexure P-1). Under such instructions, every government employee who got himself sterilized was entitled to grant of one special increment.

It appears that the University had also adopted the instructions issued by the Government of Punjab and the petitioner joined the Incentive Scheme for promoting the 'Small Family Norms'.

The instant petition was filed in the year 1996 praying for the issuance of a writ of mandamus for directing the respondent/University to

grant Dearness Allowance (D.A.) on the Special/Personal Pay granted to the petitioner for adopting the 'Small Family Norms' i.e. Rs.74/- in addition to Special Personal Pay.

Instant petition was admitted by a Division Bench of this Court on 22.04.1996.

Matter had also been referred to the Lok Adalat. On 13.07.2017, the case was returned to the High Court by the Lok Adalat by observing that notice issued to the petitioner was received back unserved with the report that he has since retired and stand otherwise had been taken by the University that a compromise in the case is not possible.

As per statement made by counsel representing the University, petitioner has since expired.

In view of the above, the instant petition is disposed of.

Liberty, however, is granted to the legal heirs of the petitioner to seek revival of the petition by filing appropriate application and by demonstrating that any cause of action still survives.

Disposed of.

11.05.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |