

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

-:-
C.W.P No. 3455 of 2016 (O&M)
Date of Decision : 23.08.2018

Union of India & Ors.

... Petitioners

versus

The Central Administrative Tribunal and Ors.

... Respondents

**CORAM : HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present : Mr. Puneet Gupta, Advocate, for the petitioners.

AJAY KUMAR MITTAL, J.

The petitioners have approached this Court under Articles 226/227 of the Constitution of India for quashing of order dated 24.09.2012 (Annexure P/2) passed in OA No. 643-CH-2012 and order dated 07.05.2013 (Annexure P/4) passed in Review Petition No. 105 of 2012 by the Central Administrative Tribunal, Chandigarh Bench, Chandigarh, whereby the pension of respondent No.2 has been wrongly fixed without considering the specific Office Memorandum dated 17.12.1998 (Annexure R-4 with the Review Application and the clarifactory Office Memorandum dated 11.05.2001 (Annexure R/5 with the Review Application) and the Office Memorandums dated 01.09.2008 (Annexure A-9 with the OA) and 14.10.2008 (Annexure A-10 with the OA)

2. Learned counsel for the petitioners submits that Smt. Satwant Kaur, (wife) who was the only legal heir of respondent No.2, namely, J.S.Paik (deceased), has also expired and, therefore, after her demise no claim survives against respondent No. 2 or his wife. In view thereof, he prays that present petition may be disposed of as having been rendered infructuous.

3. Ordered accordingly.

(AJAY KUMAR MITTAL)
JUDGE

August 23, 2018
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(AVNEESH JHINGAN)
JUDGE