

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.7375 OF 2016
DECIDED ON: AUGUST 07, 2018

HARI BHAGAT

.....PETITIONER..

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. K.L. Dhingra, Advocate,
for the petitioner.

Mr. C.S. Bakshi, Additional Advocate General, Haryana.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to release 100% provisional pension, commutation and arrears of pension with 12% interest. And further directing the respondents to pay 75% subsistence allowance instead of 50% after 6 months of suspension in view of Rule 7.2 of Civil Services Rules (for short, “CSR” only).

2. As far as the issuance of writ in the nature of mandamus directing the respondents to pay 75% subsistence allowance instead of 50% to the petitioner after 6 months of his suspension in view of Rule 7.2 of CSR is concerned, the matter has rendered infructuous as the same has already been

granted vide order dated 25.10.2016.

3. As far as the other relief with regard to the release of 100% provisional pension, commutation of pension and arrears of pension with interest is concerned, the Director General, Animal Husbandry & Dairying Haryana, Panchkula vide order dated 25.11.2016 passed under Rule 2.2(a) of CSR Volume-I, Part II has already with hold the entire pension of the petitioner on account of his conviction in a case bearing FIR No.10, dated 16.09.2013, under Section 7 and 13 of the Prevention of Corruption Act, 1988.

4. At this juncture, learned counsel for the petitioner seeks and is permitted to withdraw the instant petition with liberty to file a fresh one with better particulars as well as to lay challenge to order dated 18.11.2016 passed by Director General, Animal Husbandry & Dairying Haryana, Panchkula.

5. Dismissed as withdrawn, with liberty as prayed for.

AUGUST 07, 2018
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(JASPAL SINGH)
JUDGE

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