

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 29744 of 2018
Date of Decision : 26.11.2018

Jasbir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. P.K. Ganga, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the petitioner has challenged the orders dated 02.11.2018, 06.11.2018 and 06.11.2018 (Annexure P-9 to P-11) respectively passed by the respondents. By the said orders, the petitioner was granted pensionary benefits on provisional basis, for which the petitioner had made a claim on the ground that one Upkar Singh, who was junior to him, has been granted those benefits.

A bare perusal of the impugned order shows that the department decided to withdrew the benefits from Upkar Singh, which action of the respondents has been challenged by Upkar Singh by filing CWP No. 27176 of 2015. The claim, which has been made by the petitioner that his provisional pension should be made permanent, has been declined by the respondents on the ground that till the CWP filed by Upkar Singh pending before this Court is decided, the provisional pension cannot be made permanent.

Therefore, no cause of action has accrued to the petitioner at this stage. The present writ petition is pre-mature till the decision is rendered by this Court in CWP No. 27176 of 2015.

The present writ petition is dismissed as pre-mature.

November 26, 2018
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(HARSIMRAN SINGH SETHI)
JUDGE

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