

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

**CWP No.30292 of 2018 (O&M)
Date of decision: 30.11.2018**

Dharamvir Singh

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. R.S. Kundu, Advocate,
for the petitioner.

Ritu Bahri, J.

Petitioner is seeking direction to the respondents to take him back in service on the post of Sr. Accounts Officer, permit him to withdraw the voluntary retirement notice dated 10.01.2017 (Annexure P-1) and allow him to work upto the age of 60 years as per instructions dated 21.04.2008 (Annexure P-3).

In the present case, request of the petitioner for voluntary retirement had been accepted vide order dated 20.04.2017 (Annexure P-2). Once the notice of voluntary retirement had been accepted by the competent authority, prayer of the petitioner to revoke his notice (Annexure P-1) was liable to be discarded. Judgment referred to by learned counsel for the petitioner in **Punjab and Haryana High Court and another vs. Bidhi Chand**, LPA No.2066 of 2013 (decided on 12.12.2013) is of no help. In that case, before expiry of three months, the notice of voluntary retirement was

revoked. Therefore, a direction was given to reconsider the case of the petitioner (in that case) keeping in view that before expiry of three months' time, his notice was revoked.

However, in the present case, three months' notice (Annexure P-1) has already been accepted by the competent authority and after accepting the same, petitioner has been retired vide order dated 20.04.2017 (Annexure P-2). Therefore, no direction, as sought for, can be given to the respondents.

No merits.

Dismissed.

30.11.2018
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No