

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 25221 of 2014
Date of Decision : 25.02.2019

B.D. Shastri

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Harish Bhardwaj, Advocate for the petitioner.

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

Mr. P.S. Bajwa, Advocate for respondent No. 4.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the claim of the petitioner is that the respondents should be directed to count the service which the petitioner had rendered in S.M.B. Geeta Vidhyalay, Kurukshetra from 06.08.1963 till 05.08.1972 and thereafter service rendered in Dayal Singh College from 07.08.1972 till 24.02.1973 as a qualifying service for the grant of pensionary benefits.

During the pendency of the writ petition, the respondents had passed an order dated 23.06.2015 declining the said relief to the petitioner. Thereafter, counsel for the petitioner had sought time to amend the present writ petition on 03.04.2017.

Now even after expiry of approximately two years, there is no challenge to the order dated 23.06.2015, which has been attached alongwith

the reply filed by the respondents.

Under these circumstances, counsel for the petitioner states that present writ petition be disposed of having been rendered infructuous as the relief claimed by the petitioner has been declined by the respondents vide order dated 23.06.2015. It is prayed by learned counsel for the petitioner that petitioner be given liberty to challenge the order dated 23.06.2015 by availing appropriate remedy.

As prayed for, present writ petition is disposed of as infructuous. It is made clear that the petitioner will be at liberty to initiate appropriate proceedings in respect of the order dated 23.06.2015 by which the relief of counting of the service as mentioned above in the other Institution, has been declined towards pensionary benefits.

February 25, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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