

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

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IN VIRTUAL COURT

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**CWP No. 1574 of 2022
Date of decision : 31.1.2022**

Rakesh Rani Garg

.....Petitioner

Vs.

Union of India and others

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Sanjay Majithia, Senior Advocate with
Mr. Vinay Gaur, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

This petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of certiorari for quashing the letters dated 4.1.2022 and 11.1.2022 (Annexures P-25 and P-25A) issued by respondent No.6; whereby the petitioner is being made to retire on 31.1.2022 on attaining the age of 60 years by ignoring notification dated 23.03.2007 (Annexure P-5) issued by respondent No.1, whereby the retirement age of the teachers working in the centrally funded institutions in higher and technical education was raised to 65 years, which was followed by Notification dated 30.06.2010 (Annexure P-8) issued by respondent No.2; along with certain other prayers.

The prayer, in essence, is that the petitioner should not be retired from service in the respondent aided college affiliated to the Panjab University; till she attain the age of 65 years.

This Court finds that the identical issue has already been

considered and decided by a Coordinate Bench by a detailed judgment running into 114 pages rendered in **CWP No. 11988 of 2014**, decided on 16.8.2016 titled as '**Dr. Bhura Singh Ghuman v. Panjab University, Chandigarh and others**', after considering all the issues sought to be addressed before this Bench. Hence, this Court is of the considered view that the claim raised by the petitioner in the present petition is squarely covered by the said judgment.

Although, counsel for the petitioner has relied upon the judgment rendered by a Division Bench of this Court in **CWP No. 20447 of 2020** titled as '**Dr. Jogender Pal Singh and others v. Union of India and others**' decided on 01.03.2021, however, that judgment is not relevant for the purpose of cases relating to the Panjab University and affiliated colleges because that case is exclusively relating to the Punjab Engineering College, which is a technical institute, statedly, established and controlled by the Union Territory, Chandigarh.

Accordingly, this petition is dismissed in terms of the judgment rendered in case of **CWP No. 11988 of 2014**, decided on 16.8.2016, titled as '**Dr. Bhura Singh Ghuman v. Panjab University, Chandigarh and others**'.

(RAJBIR SEHRAWAT)
JUDGE

31.1.2022

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No