

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

CWP-13684-1999 (O&M)

Date of decision: May 25, 2022

Mrs. Jai Hindi Kumari and others

.....Petitioners

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioners.

Mr. R.D. Sharma, DAG Haryana.

ARUN MONGA, J. (ORAL)

Petition was filed in the year 1999 *inter alia*, for issuance of a writ in the nature of Certiorari for quashing dismissal order dated 19.05.1995 (Annexure P-5) having been passed against a dead person which is a nullity in the eyes of law, and with a further direction to respondents to grant all the benefits admissible to a deceased person during service to his family members. Further a direction has been sought to set aside the recovery of the loan amount of house building advance of Rs.1,14,669/- (Rs.78726/- principle + Rs.36,943/- interest) and as well as the interest due on vehicle loan recoverable from the deceased employee Sh. B.C. Mehta as on January 1997 (Annexure P-6) on the basis of instructions (Annexure P-7).

2. Petition was admitted for hearing on 21.02.2002.

3. When taken up for final adjudication, after around 22 years, there is no representation on behalf of the petitioners. In the premise, no useful purpose would be served to issue fresh notice to the petitioners as the same too would be an exercise in futile.

4. It seems that by sheer effluxion of time and pendency of the writ petition for more than 22 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

5. Be that as it may, writ petition is disposed of with liberty to the petitioners to file an appropriate application in case any cause of action still survives.

(ARUN MONGA)
JUDGE

May 25, 2022
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No