

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

212

CWP-26812-2015

Date of decision : 16.05.2022

Ram Roop Sharma

... Petitioner

Versus

District Judge Rohtak and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. R.K. Malik, Senior Advocate with
Mr. Varun Veer Chauhan, Advocate for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

Mr. Naveen Sharma, Advocate for respondents No.2 and 3.

Anupinder Singh Grewal, J. (Oral)

The petitioner, who was working as a Librarian with respondent No.3, has sought a direction to the respondents to allow him to continue till the age of 60 years.

Learned Senior counsel for the petitioner submits that by the impugned order of this Court passed on 22.12.2015, the petitioner had continued in service till the age of 60 years. The petitioner had superannuated on 31.10.2016 at the age of 60 years. He, therefore, submits that the petitioner had not been paid salary for the period, he had continued beyond the age of 58 years till the age of 60 years.

Learned counsel for respondents No.2 and 3, however, submits that the petitioner was allowed to continue by the interim order passed by this Court and it was stated that the interim order would be subject to the final outcome of this petition.

Heard.

The petitioner was working as a Librarian with respondent No.3. He had completed the age of 58 years in October, 2014. By the interim order dated 22.12.2015, he had continued till the age of 60 years and superannuated on 11.10.2016. The petitioner is stated to have rendered about 40 years of service before superannuation. It is not in dispute that the petitioner had performed duty as a Librarian till the age of 60 years. It would thus be unjust and inequitable if the petitioner is to be denied the salary for the period he had worked.

Without expressing any opinion on the merits, the petition is disposed of with a direction to respondents No.2 to release salary to the petitioner to the post of Librarian for the period he had worked beyond the age of 58 years, within a period of four months from the date of receipt of certified copy of this order. If any amount had already been paid to the petitioner for this period, the same shall be deducted.

(ANUPINDER SINGH GREWAL)
JUDGE

May 16, 2022
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No