

CM-3520-LPA-2019 in/and  
LPA-1946-2016

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

(244)

CM-3520-LPA-2019 in/and  
LPA-1946-2016  
Date of Decision:-23.05.2022.

National Institute of Pharmaceutical Education & Research (NIPER) and  
another

.....Appellants

Versus

Dr. Asit Kumar Chakraborti and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA  
HON'BLE MR. JUSTICE VIKAS SURI**

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Present: Mr. Namit Kumar, Advocate for the appellants.

Mr. Sunil Hooda, Advocate for the applicant-respondents.

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**G.S. SANDHAWALIA, J. (Oral)**

**CM-3520-LPA-2019**

This is an application to dispose of the main appeal in terms of  
the judgment rendered in LPA-1862-2016 decided on 03.08.2018.

For the reasons stated in the application, same is allowed and  
main appeal is taken up on Board today itself for disposal.

**LPA-1946-2016**

The present appeal is directed against the judgment dated  
03.05.2016 passed by the learned Single Judge in CWP-4626-2016.

It has been pointed out that services of the respondents stand  
relieved from the Institute on various dates on attaining the age of 65 years.

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The learned Single Judge as such in the impugned order had come to the conclusion that the appellants herein were not justified that the age of the academic faculty was reduced to 60 years and resultantly, allowed the writ petitions and given necessary consequential benefits.

No stay was granted and in view of the sheer efflux of time the said employees have attained the age of 65 years.

It has also been brought to our notice that on 27.11.2019, the retirement age of the teach faculty has been increased to 65 years in pursuance of Section 36 of the National Institute of Pharmaceutial Education and Research Act, 1998.

Accordingly, we are of the considered that the present appeal has been rendered infructuous and is disposed of as such.

**(G.S. SANDHAWALIA)**  
**JUDGE**

**(VIKAS SURI)**  
**JUDGE**

**May 23, 2022.**

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No