

**CM-5163-5164-2023 in/&
RA-CW-120-2023 in
CWP-10818-2013**

Jatinder Sharma

vs.

State of Haryana and others

Present:- Ms. Vibha Tewari, AAG, Haryana
for the applicant-State.

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CM-5163-CWP-2023

As prayed for, application is allowed.

CM-5164-CWP-2023

The present application has been filed for condonation of delay of 149 days in filing the present review application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. Delay of 149 days in filing the present review application is condoned.

RA-CW-120-2023

Learned counsel for the applicant-State argues that as the management share is to be deposited by the employee concerned along with interest for the period of service which is sought to be taken into account as a qualifying service and the petitioner has not deposited the said share, hence, no benefit could be given to the petitioner.

In this regard, it may be noticed that in the judgment dated 21.09.2022 sought to be reviewed, it has been mentioned that the petitioner undertook to deposit the contributory share along with interest. Once the said condition has already been imposed in the order itself, in case the same is not complied with, an appropriate decision can be taken by the department at its own level as grant of benefit was conditional but without appreciating the full order, the present review application, without there being any

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application of mind, has been filed as the grounds being taken for the review has already been dealt with in the judgment sought to be reviewed.

Keeping in view the above, no ground to allow the present review application is made out and the same is accordingly dismissed.

March 28, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE