

2023:PHHC:102640
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

CM-9320-CWP-2023 IN/AND
CWP-1452-2007(O&M)
Date of Decision:-08.08.2023

KRISHAN CHAND

...Petitioner

Versus

STATE OF HRY. AND ORS.

...Respondents

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Y.P. Malik Advocate
for the petitioner.

Mr. Sandeep S. Mann, Addl. A.G., Haryana.

Mr. Lalit Attri, Advocate for
Mr. Sunil Kumar Sharma, Advocate
for respondents No.2 and 3.

SANDEEP MOUDGIL, J. (Oral)

CM-9320-CWP-2023

The instant application has been filed to place on record additional affidavit, office memo No.5995 dated 20.08.2020 along with proforma of affidavit and office memo No.6804-05 dated 14.09.2020 as Annexures P-16, P-16/A and P-17 respectively.

Mr. Lalit Attri, Advocate has put in appearance on behalf of respondents No. 2 and 3 and submits that respondent No.4-office of HSVP Division,Panipat in pursuance of office memo No. 5995 dated 20.08.2020 undertakes to consider the case of the petitioner and grant relief to which the petitioner is found to be eligible and entitled. However, he makes it clear that undertaking given in para No.4 of the instant affidavit shall be adhered to by the petitioner, to which the counsel for the petitioner submits that he will not claim any arrears of salary but is willing to withdraw the instant petition subject to

notional service benefits be granted to him by the respondent-authorities.

In the light of the above, the application stands allowed.

Annexures P-16, P-16/A and P-17 are taken on record.

Main case is also taken on Board today after taking consent from counsel for the parties.

Main case

Once the petitioner is satisfied subject to being granted the benefit of notional service excluding arrears of salary and that the respondents-authorities have already supplied him proforma to fill up and submit the same vide office memo No.5995 dated 20.08.2020, the present petition stands disposed of as having been rendered infructuous.

However, the petitioner would be at liberty to move an application for revival of the petition, in case the said relief undertaken by learned counsel for the respondent-authorities is not granted to him within a period of one month.

All pending miscellaneous applications, if any, also stand disposed of.

08.08.2023
P.Bhatt

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No