

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.14108 of 2016 (O&M)
and other connected cases
Date of decision: 26.04.2023

P.C.Saini and others

..Petitioners

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Mukul Aggarwal, Advocate
for the petitioners (in CWP-18222, 18320 & 25865 of 2016,
13931 of 2018)

Mr. V.K.Jindal, Sr. Advocate, with
Mr. Pankaj Gautam, Advocate
for the petitioners (in CWP-14108 & 18422-2016,
6605 of 2017 and 6934 of 2018)

Mr. Sumit Jain, Advocate
for respondent no.2 to 5 (in CWP-6934 of 2018)

Mr. Gandharv Malhotra, Advocate
for Mr. Ashwani Talwar, Advocate

Mr. Jaspal Singh Pannu, AAG, Haryana.

Mr. D.S.Nalwa, Advocate, for H.V.P.N.L.

ANIL KSHETARPAL, J(Oral)

1. This order shall dispose of Civil Writ Petition No.25865, 18222,
18422, 18320, 14108 of 2016, 6934-2018, 13931 of 2018, 11302 of 2019,
6605 of 2017.

2. The learned counsels representing the parties are ad-idem that
these writ petitions are required to be disposed of in terms of the decision
passed in **Manoj Kumar and others vs. State of Haryana and others** (Civil

Writ Petition No.11058 of 2016, decided on 23.02.2023). However, the

learned counsels representing the petitioners apprehend that on account of re-fixation of their seniority, there may be consequential reversion and recovery of the salary or pensionary benefits already paid to them.

3. Sh. Aggarwal, the learned counsel representing the petitioner states that the pension of the retirees who retired 5 years before the date of judgment, cannot be refixed.

4. Sh. Nalwa, the learned counsel representing the State, on instructions from the concerned officer of the department, has submitted that the apprehension expressed by the learned counsel representing the petitioners on both account is being sympathetically considered by the competent authority and a favourable recommendation has already been made.

5. Keeping in view the aforesaid facts, the writ petitions are disposed of with liberty to the petitioners to file an application for revival in the event of any further order on account of aforesaid apprehension.

6. All the pending miscellaneous applications, if any, are also disposed of.

April 26, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*