

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

**COCP-2613-2022 (O&M)
Date of decision: 21.07.2023**

Shyam Lal

... Petitioner

Vs.

Rajiv Ranjan and ors.

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. A.K. Walia, Advocate
for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

The petitioner alleges violation of the order dated 22.08.2022 passed in CWP-16085-2021, vide which following directions were issued: -

“4. In the premise, impugned order dated 18.09.2020 (Annexure P-11) is set aside. Respondents are directed to proceed afresh while constituting Medical Board by exercising their power as per Rule 19 of the Haryana Civil Services Rules, 2016 and to pass fresh orders. Since the impugned order has been set aside, till the fresh course of action is taken, subject to the opinion of the Medical Board, petitioner shall be entitled to the salary as and to the extent admissible under rules from the date he has not been paid till today. In case, Medical Board is not constituted within a period of 2 months, petitioner shall be entitled to the salary w.e.f. the date he was not so paid up to

date. In case, Medical Board is not constituted within the time stipulated, it will be presumed that the petitioner's medical record appended with the writ petition is uncontroverted and therefore, as a necessary consequence, he shall be paid up to date arrears of salary.

5. Disposed of, accordingly.

6. Pending application(s), if any, shall also stand disposed of."

As per compliance affidavit of Director General, Social Justice, Empowerment, Welfare of SCs & BCs and Antyodaya Department, Haryana, filed in the Court today, salary from 11.11.2011 to 30.11.2022 has been released vide pay order dated 20.12.2022. It is further stated that a supernumerary post is created till retirement of the petitioner i.e. upto 31.03.2026 and thus, the order has been complied with.

In view of the above, no further action is called for in the present petition and the same is disposed of.

In case the petitioner has any further grievance, he can avail the alternative remedy, in accordance with law.

[ARVIND SINGH SANGWAN]
JUDGE

21.07.2023
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No