

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 201

Civil Writ Petition No.34027 of 2019

Date of Decision: *September 15, 2023*

Balbir Singh

..... PETITIONER(S)

VERSUS

State of Haryana and others

..... RESPONDENT(S)

. . .

CORAM: **HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

. . .

PRESENT: - Mr. Parminder Singh, Advocate for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

Mr. I.S. Sidhu, Advocate for respondent No.2.

. . .

Tribhuvan Dahiya, J. (Oral)

This petition has been filed seeking a writ of *certiorari* quashing the order dated 31.10.2019, Annexure P-1, whereby recovery of excess amount of pension has been ordered to be effected from the petitioner.

2. Learned counsel for the parties are *ad idem* that the petition can be disposed of in terms of the judgment, dated 06.02.2023, passed in CWP No.26377 of 2016 titled *Madhu Bala and others v. State of Punjab and others*.

3. The impugned order dated 31.10.2019 is, accordingly, quashed granting liberty to the respondents 'to issue any kind of notice to the petitioners and follow the Principles of Natural Justice, and thereafter, may take a conscious decision with regard to the right to recovery in the light of

judgments of Hon’ble Supreme Court in *State of Punjab and others v. Rafiq Masih (White Washer) and others*, (2015) 4 SCC 334, and *High Court of Punjab & Haryana and others v. Jagdev Singh*, (2016) 14 SCC 267’.

4. Disposed of.

(Tribhuvan Dahiya)
Judge

September 15, 2023
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<u>Whether Speaking/ Reasoned:</u>	<u>Yes/ No</u>
<u>Whether Reportable:</u>	<u>Yes/ No</u>