



CWP-15513-2002 (O&M)

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491 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-15513-2002 (O&M)

Date of decision: 03.09.2024

KAILASH CHANDER AND ORS.

...PETITIONERS

VERSUS

STATE OF HARYANA AND ORS.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Subhash Ahuja, Advocate for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed by the petitioners under Articles 226/227 of the Constitution of India, claiming the following reliefs:-

- "i) to produce the complete records of the case;
- ii) a writ of certiorari be issued quashing the impugned orders, Annexures P-5 and P-7.
- iii) it is further prayed that during pendency of the case operation of impugned orders be stayed;
- iv) all consequential benefits flowing from the reliefs granted by this Hon'ble Court be also allowed to the petitioners with interest @18% per annum."

2. Recovery was stayed in terms of order dated 24.10.2002.

3. Learned State counsel, on instructions from Sh. Sandeep Kumar, SDO, Loharu Water Services Mechanical, Sub-Division No.2, Charkhi Dadri, submits that during the pendency of the present petition, petitioners No.1 to 4 have already retired from service on attaining the age of superannuation on 30.06.2014, 31.05.2022, 29.02.2020 and 31.01.2021 respectively. However,



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petitioner No.5 is still in service and is to retire on 30.04.2025. He further submits that all the retiral dues of petitioners No.1 to 4 have already been released to them and at this stage, the department does not intend to make any recovery.

4. In this view of the matter, the present petitioner has been rendered infructuous and the same is disposed of accordingly.

03.09.2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No