



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

209

CWP-16540-1999 (O&M)
Date of decision : 29.08.2024

Brahma Nand

....Petitioner

V/S

Market Committee, Malerkotla

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Nikhil K. Vashist, Advocate for the petitioner.

Mr. Nikhil Singh, Advocate for the respondent.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India seeking a writ of certiorari, quashing the order dated 15.01.1999 (Annexure P-1), whereby the pension case of the petitioner has been declined. Further seeking a writ of mandamus, directing the respondent to release pension of the petitioner along with arrears and interest @ 18% per annum.

2. On the last date of hearing i.e. 23.07.2024, the following order was passed :-

“There is no representation on behalf of the petitioner.

On 10.05.2017, learned counsel for the petitioner sought adjournment to implead the LRs of the petitioner, however, despite a lapse of more than 06 years, the LRs of the petitioner have not been brought on record.

Last opportunity is granted to learned counsel for the petitioner to do the needful.

Adjourned to 29.08.2024.



CWP-16540-1999 (O&M)

-2-

Office shall forward this order to learned counsel for the petitioner for compliance.

Since the case relates to the year 1999, it is made clear that no further adjournment shall be granted on the next date of hearing.”

2. Learned counsel appearing for the petitioner submits that Sh. Jasbir Rattan, Advocate through whom the present petition was filed has unfortunately died and despite addressing various communications to the LR's of the petitioner, he has not been able to get any instructions from them.

3. In this view of the matter, the instant petition is dismissed for non-prosecution. However, liberty is granted to the LR's of the petitioner to revive the same in case any cause still survives.

29.08.2024*kothiyal***(NAMIT KUMAR)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No