

205

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2740-1999 (O&M)
Date of decision: 07.11.2024

MADAN LAL BISHNOI

...Petitioner(s)

VERSUS

STATE OF HARYANA AND ORS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

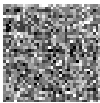
Present:- Mr. Aman Sharma, Advocate for
Mr. S. K. Monga, Advocate
for the petitioner.

Mr. Gaurav Jindal, Addl. A.G., Haryana.

Mr. Rajinder Goel, Advocate
for respondent No.2.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *mandamus* directing the respondents to release/disburse the salary of the petitioner with a further prayer to direct respondent No.1 to grant sanction to prosecute respondents No.3 to 6.
2. Learned counsels for the parties have submitted that when notice of motion was issued in the present case on 26.02.1999, an interim order was passed by a Division Bench of this Court, whereby a direction was issued to pay salary not only to the petitioner but also to the similarly situated persons. They



further submitted that in pursuance of the aforesaid order passed in the year 1999, salaries have been paid.

3. Learned counsel appearing on behalf of the petitioner submitted that although salaries have been paid but there is another prayer in the writ petition that the order regarding grant of sanction of prosecution may be issued to the officers, who were responsible for non-release of salary.

4. The aforesaid submission made by the learned counsel appearing on behalf of the petitioner is not only unsustainable but it is also misconceived. The present writ petition is of the year 1999 and during the pendency of the present writ petition, the entire salary has been paid to the petitioner and in fact the present writ petition has become infructuous. With regard to the prayer for grant of sanction of prosecution, after a period of 25 years, no such prayer can be made and the same is unsustainable and cannot be accepted.

5. Consequently, the present writ petition is disposed of as having become infructuous.

(JASGURPREET SINGH PURI)
JUDGE

07.11.2024
Chetan Thakur

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