

**CWP-5899-2000 (O&M)**  
**Date of Decision : 09-08-2024**

## VERSUS

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Mr. TPS Chawla, Sr. DAG Punjab.

**HARSIMRAN SINGH SETHI, J. (Oral)**

In the present petition, the challenge is to the order in Annexure P-5 to Annexure P-7 by which, the punishment of stoppage of two increments with cumulative effect was imposed upon the petitioner. The Division Bench while issuing notice of motion on 16.05.2000, stayed the operation of the impugned orders, which interim order was continued when the petition was admitted on 08.07.2002.

Learned counsel for the petitioners submit that the petitioners must have retired by now and the respondents be directed not to give effect to the impugned orders imposing the punishment.

Keeping in view the facts and circumstances of the present case where the petitioners have already been retired since long and the punishment remained stayed keeping in view the interim order passed by the Division Bench, it is directed that the said order be not given effect to any

further as the petitioner must have retired since long and any recovery done at this stage will cause financial hardship to them, which cannot be done in view of the judgment of the Hon'ble Supreme Court of India in *State of Punjab and others Vs. Rafiq Masih (White Washer) etc., 2015(1) S.C.T., 195.*

Hence, the present petition is disposed of in the above terms.

Pending application, if any, also stands disposed of.

09-08-2024  
Sapna Goyal

(HARSIMRAN SINGH SETHI)  
JUDGE

NOTE: Whether speaking: YES/NO  
Whether reportable: YES/NO