



CWP-8949-2000 (O&M)

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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CWP-8949-2000 (O&M)

Date of Decision :18.10.2024

Sohan Lal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Bhawna and Mr. Ashtasheel Advocate for
Mr. Amar Vivek, Advocate for the petitioner.

Mr. Satnampreet Singh Chauhan, DAG, Punjab.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, challenge is to the order dated 06.07.2000 (Annexure P/4/T) by which, the petitioner was reverted from the post of Assistant to that of Clerk.

While issuing notice of motion, the Division Bench of this Court vide order dated 17.07.2000 stayed the order of reversion of the petitioner from the post of Assistant to the post of Clerk, which means that the petitioner continued working as Assistant.

Learned counsel for the petitioner submits that the petitioner has already retired from service but his pensionary benefits have not been released hence, the pensionary benefits of the petitioner be released by treating the petitioner as Assistant up to the date of his retirement for all intent and purposes.

That being so, once, the petitioner has already retired from

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service, the respondents are directed not to give effect to the order dated 06.07.2000 reverting the petitioner from the post of Assistant to that of Clerk.

Further, in case, any benefit including pensionary benefits of the petitioner have not been released, the respondents are directed to release the pensionary benefits admissible to the petitioner by treating him as being retired from the post of Assistant.

Present petition stands disposed of in above terms.

Civil miscellaneous application pending, if any, is also disposed of.

October 18, 2024*aarti***(HARSIMRAN SINGH SETHI)****JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*