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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RA-CW-134-2024 (O&M)
in CWP-17145-1999
Date of Decision:10.05.2024

PREM SINGH

.....Petitioner

V/s.

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present: Mr. N.K. Nagar, Advocate for the review-applicant.

Mr. Saurabh Kapoor, Addl. A.G., Punjab.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. For the reasons mentioned, the delay of 13 days in filing the present Review Application is hereby condoned.

2. This Review Application is filed by the petitioner seeking review of order dated 29.01.2024 passed in CWP-17145-1999 wherein this Court had passed the following order:-

“8. In view thereof, the action of the respondents is held to be unjustified and the orders Annexure P-4, P-5, P-6, P-11 and P-12 are quashed and set aside. Since the recovery had already been stayed by this Court, and the petitioner has expired, no further orders are required to be passed in the present case.

9. Writ Petition stands disposed of in aforesaid terms”

3. Learned counsel for the applicants submits that the applicants are the legal representatives (LRs.) of the deceased-Writ Petitioner, Late Prem Singh, and submits that in a similar Writ Petition i.e. CWP-17144-1999, this Court has passed order dated 29.01.2024 in favour of



the petitioner therein namely; Piara Singh and the same relief ought to be directed to be given to the deceased-petitioner herein so that applicants can get the benefit which would have been given to their father.

4. I have considered the submissions and find that the Writ Petitioner in CWP-17145-1999 (order of which is under review) had expired on 15.04.2018, as per the submissions of learned counsel for the applicants. The applicants-LRs did not move any application for their impleadment in the said Writ Petition. The wife of the deceased-Writ Petitioner also expired on 01.06.2016. Thus, it was incumbent upon the LRs. (who are the sons and daughters of the deceased-writ petitioner) to have been vigilant. More so, as learned counsel for the deceased writ petitioner was having knowledge of the death of the writ petitioner, the LRs cannot feign ignorance of the pendency of this Writ Petition. Even otherwise, the Court had already stayed the recovery and further benefits of promotion have not been even given to the other writ petitioner i.e. Piara Singh in CWP-17144-1999.

5. Therefore, I find no reason to review my order dated 29.01.2024 passed in CWP-17145-1999 as there is no error committed.

6. In view of the aforesaid, this Review Application stands **dismissed.**

7. All pending applications shall also stand disposed of.

[SANJEEV PRAKASH SHARMA]
JUDGE

May 10, 2024
Ess Kay

Whether speaking / reasoned	:	Yes	/	No
Whether Reportable	:	Yes	/	No