



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

531

CWP-6414-2004 (O&M)
Date of decision: 06.09.2024

Suresh Kumar

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner

Mr. Tapan Kumar, DAG Haryana

Mr. Ashish Gupta, Advocate for respondent No.4

Mr. A.K. Agnihotri, Advocate for respondent No.6

AMAN CHAUDHARY, J. (ORAL)

1. The prayer in the present petitions is for quashing the impugned order dated 24.03.2004, whereby the petitioner has been reversed.
2. The Division Bench of this Court vide order dated 22.04.2004, had stayed the reversion of the petitioner and during pendency of the present petition, the petitioner is stated to have retired from service. In similar set of circumstances, in **Sudarshan Kumar Sharma vs. The State of Punjab and others**, CWP-837-2005, the Division Bench of this Court vide judgment dated on 21.02.2013, held thus:

“The petitioner was appointed as Sanitary Inspector, Municipal Committee, Ludhiana and he earned promotions from time to time. In the year 1994, he was promoted as Superintendent Vaccination. Thereafter, in the year 1997, he was given promotion to the post of Registrar (Births & Deaths), Municipal Corporation, Ludhiana vide orders dated 28.5.1997. Subsequently, show cause notice dated 16.1.2003 was issued to him which culminated in his reversion from the post of Registrar (Births & Deaths). Challenging these orders, the



petitioner filed the instant writ petition. The petitioner also prayed for interim stay of operation of the reversion orders. Interim orders were passed in his favour by this Court. Under the umbrella of the said stay orders, the petitioner continued to work as Registrar (Births & Deaths) and has since retired as well from that post on 31.12.2009. As the petitioner, on account of stay order, continued to work as Registrar (Births & Deaths) and has even retired from that post, it is not necessary to go into the validity of the orders impugned in this petition.

Retiral benefits, if not paid, shall be released to the petitioner as if the petitioner had retired as Registrar (Births & Deaths).

The writ petition is, accordingly, disposed of.” (Emphasis Supplied)

3. The present petition is disposed of in terms of the judgment passed in **Sudarshan Kumar Sharma** (supra).

(AMAN CHAUDHARY)
JUDGE

06.09.2024
M.Kamra

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