

CWP-7229-1998

2024:PHHC:037043

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No.218

CWP-7229-1998

Date of decision : 14.03.2024

Gurdip Singh

.....Petitioner

Versus

State of Punjab and ors.

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: None for the petitioners.

Mr. Charanpreet Singh, AAG, Punjab

Mr. P.K. Goklaney and Mr. Aashish Goklaney, Advocates
For respondent No. 5

AMAN CHAUDHARY, J.

1. The prayer in the present Civil Writ Petition filed under Articles 226/227 of the Constitution of India, is for directing the respondents to release the due payments of the petitioner i.e 10 days salary of May, 1996, medical allowance, TA/DA.

2. As per office report, the parties have been informed through email for the date fixed but none appeared on behalf of the petitioner, despite the case having been called out twice. Even no replication has been filed on behalf of the petitioner.

3. Learned State counsel would submit that the present petition has been rendered infructuous, in view of para 2 of the preliminary submission of the written statement filed on behalf of respondent Nos. 1 to 4, dated 10.03.2000, which read thus:-

“2. That the main grievance of the petitioner in this civil writ petition is to pay him 10 days salary of may 1996, medical allowance for 4/96 to 7/96, T.A, D.A on

account of election duty, issue last pay certificate, transfer of GPF/ GIS and sergice-book of plaintiff, payment of L.T.C & Domus for year 1996-97. It is submitted that the nine days salary of the petitioner would be paid only after he got his leave sanctioned from competent authority as per DPI(S) Punjab letter 2305-9/85-96 B-1(1) Dated 9.6.98(Annexure R-1) it is further submitted that T.A, DRA for election duty has been paid vide mnexure R-3. LPC has been issued vide Annexure R4, the service book and GIS A/C was transferred by Regd post vide despach no.490 dated 7-9-98(Annexure R-8) GPF of the petitioner is maintained by D.P.I(3) Punjab & need not be transferred as it is maintained at state level, LTC has been paid vide annexure A-5, It is further submitted that all other dues will be paid by the present DIO of the petitioner, the Non payment certificate was issued by the respondent no.5(Annexure 2.”

3. In view of the above, the present petition is disposed of as having been rendered infructuous. However, the petitioner is at liberty to approach the department, if need arises.

14.03.2024

G Arora

(AMAN CHAUDHARY)

JUDGE

Whether speaking/reasoned :- Yes/No

Whether reportable :- Yes/No