

CWP-9356-2020

2024.PHHC.131642-DB



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

**CWP-9356-2020**  
**Date of Decision: October 03, 2024**

**JUSTICE S. K JAIN (RETIRED)**

..... Petitioner

**Versus**

**STATE OF HARYANA AND OTHERS**

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL  
HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

Present:        None for the petitioners.

Mr. Sukhdeep Parmar, Senior DAG, Haryana.

Mr. Kanwal Goyal, Advocate for respondent No. 2.

Mr. Vikas Chatrath, Advocate for respondent No.3.

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**LISA GILL, J.**

1.                      Prayer in this writ petition is for quashing letters dated 15.05.2020 and 22.06.2020 issued by respondent No. 3 vide which recovery has been ordered to be effected from retiral dues/pension of petitioner. Further prayer is to release the amount already recovered from the petitioner alongwith interest @ 18% per annum.

2.                      On 06.02.2024, it was noticed that learned counsel, who had filed this writ petition, was elevated to the Bench of this Court.

3.                      Notice was issued to the petitioner, who was reported to have unfortunately passed away as is recorded in order dated 23.05.2024. Writ petition was adjourned to await appearance of legal representatives. However,

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till date none of the LRs of petitioner have appeared or taken any steps to pursue the matter.

4. Keeping in the facts and circumstances as above, we are left with no option but to dismiss this writ petition for non-prosecution with liberty to LRs of petitioner to file appropriate application for revival of writ petition, if so advised, within a period of six weeks.

5. Copy of this order be communicated at the address as given in the Memo of Parties as well as latest address which may be available on record with respondent No. 2.

**(LISA GILL)**  
**JUDGE**

**October 03, 2024**  
**Rts**

**(SUKHVINDER KAUR)**  
**JUDGE**

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