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

CM-619-CWP-2024 in/and
CWP-11267-2021 (O&M)
Date of decision: 23.01.2024

Sukhdev Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Parveen Chauhan, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana.

VIKAS BAHL, J. (ORAL)

CM-619-CWP-2024

1. This is an application filed under Order IX Rule 4 CPC read with Section 151 CPC for restoration of the case and recalling of order dated 24.11.2023.

2. For the reasons stated in the application which is duly supported by an affidavit, the present application is allowed and order dated 24.11.2023 is recalled and the main case is restored to its original number.

Main case

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of certiorari for quashing the pre-mature retirement order dated 13.05.2021 (Annexure P-14)

whereby, on 18.07.2021, on attaining the age of 55 years, the petitioner shall stand retired from Government Services. Further prayers have also been made in the present Civil Writ Petition.

2. Learned counsel for the petitioner has submitted that in all probability, the present writ petition has been rendered infructuous and thus, the same may kindly be disposed of as such with liberty to the petitioner to move an application for restoration of the present case or to file a fresh petition, in case, any cause survives to him.

3. Accordingly, the present Civil Writ Petition is disposed of as having been rendered infructuous with liberty aforesaid.

4. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

23.01.2024
Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**