



CWP-8731-2023 (O&M) 1

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-8731-2023 (O&M)
Date of Decision: 23.09.2024

Balwan Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Vikas Gulia, Advocate for
Mr. Sansar Kundu, Advocate for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

Mr. Himanshu Raj, Advocate
and Mr. Pranav Goyal, Advocate
for respondents No.3 and 4.

JASGURPREET SINGH PURI J.(Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *mandamus* for directing respondent No.4 not to relieve the petitioner from the respondent-Mills's service on 29.04.2023 on attaining the age of 60 years.

2. Learned counsel for the petitioner submitted that the retirement age for the petitioner should be 62 years being physically handicapped in terms of the instructions dated 29.08.2014 (Annexure P-4) issued by the Chief Secretary to Government of Haryana. He also submitted that the petitioner has already attained the age of 60 years and has already been retired during the pendency of the present petition.

3. On the other hand, learned counsel appearing for respondents No.3 and 4 submitted that so far as the aforesaid Annexure P-4 on the basis of which petitioner is placing reliance, is concerned the same was

immediately withdrawn by the Government of Haryana on 26.11.2014 and therefore the aforesaid letter dated 29.08.2014 (Annexure P-4) issued by the Government of Haryana was not in operation at all at the time when the petitioner attained the age of 60 years.

5. After hearing learned counsel for the parties, this Court is of the considered view that considering the fact that the petitioner has already served till the age of 60 years and in view of the fact that reliance which has been made by learned counsel for the petitioner on Annexure P-4 has already been withdrawn by the Government of Haryana on 26.11.2014, nothing would survive in the present petition and the same has become redundant.

(JASGURPREET SINGH PURI)
JUDGE

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