



CWP-13097-2020 (O&amp;M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CWP-13097-2020 (O&M)  
Date of Decision :27.09.2024

Dalwinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Ms. Meenu, Advocate for the petitioner  
(joined through video conferencing)

Mr. Amarpreet Singh Bains, AAG, Punjab

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**Harsimran Singh Sethi, J. (Oral)**

Learned counsel for the petitioner submits that though, the petitioner retired from service on 31.07.2018 after availing benefit of extension in service for a period of one year but his total length of qualifying service has not been computed correctly by the respondents.

Learned counsel for the petitioner further submits that the petitioner has not been given benefit of 07 years and 06 months of service on the ground that disciplinary proceedings were pending against the petitioner but there is no order which has been passed by the respondents as to how the said period is to be treated but still the benefit of the said period has been denied to the petitioner by not counting the said period as qualifying service.

Learned counsel for the respondent-State at the outset submits that an appropriate speaking order qua the suspension period of the

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petitioner will be passed by the competent authority within a period of 08 weeks from the date of receipt of copy of this order and in case, the said suspension period is found to be duty period, the same will be taken into account as qualifying service so as to recompute the pensionary benefits of the petitioner otherwise, due reasons for the not accepting the prayer of the petitioner will be mentioned in the speaking order so passed by the respondents, which order will be conveyed to the petitioner for his information and necessary action.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further with liberty that in case, order passed by the respondents causes prejudice to the petitioner, he can avail an appropriate remedy.

Ordered accordingly.

Civil miscellaneous application pending, if any, is also disposed of.

**September 27, 2024**  
*aarti*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

*Whether speaking/reasoned :* Yes/No

*Whether reportable :* Yes/No