



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

1144

CWP-15617-2015 (O&M)
Date of decision: 25.10.2024

Satyawan

...Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner

Mr. Dushyant Saharan, AAG Haryana

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition to count the military service and adhoc service of the petitioner for pensionary benefits as well as for ACP scale.
2. Learned State counsel refers to para 3 of the preliminary submission of the written statement, to which there was no replication filed, which reads thus:

“That the petitioner during the service neither submitted any document relating to his military service to this office nor was appointed under Ex-serviceman quota. As per Government of Haryana Instruction CS. Hr. No.12/113/89-2GSII dt. 19.02.1991, "the benefit of military service would be admissible to those ex-servicemen who joined the military, service during the period of emergency i.e. 26.10.62 to 10.01.68. The credit of military service would be limited to the period of service rendered during emergency, period only". Copy of instruction dated 19.02.1991 is attached herewith as **Annexure R-2** for kind perusal of the Hon'ble Court. Thus benefit of military service was to be given for the emergency period from 26.10.1962 to 10.01.1968. As per petitioner, he served military from 18.03.1978 to 30.04.1993, which was the period of after the emergency. Hence, his case can not be covered under the said instructions.”

3. In view of the above, the present petition is disposed of, reserving the petitioner with a liberty to get it revived, in case need arises.

(AMAN CHAUDHARY)
JUDGE

25.10.2024
M.Kamra

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