



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

203

CWP-5474-2015 (O&M)
Date of Decision: 16.09.2024

Bijender Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present:- Mr. R.K. Malik, Sr. Advocate with
Mr. Kartikey Chaudhary and Mr. S. K. Hooda, Advocates
for the petitioner.

Ms. Vibha Tewari, AAG Haryana.

Mr. Arjun Pratap Atma Ram, Advocate for respondent No.2.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for quashing the order dated 18.03.2015, whereby the petitioner, working as City Magistrate in Haryana Civil Services (Executive Branch), was reverted to the post of Stenographer-cum-librarian and further directing the respondents to release the consequential benefits thereto.
2. This Court vide order dated 24.03.2015 had stayed the reversion.
3. The petitioner has, during the pendency of the petition, since retired from the higher post on 31.05.2024, after attaining the age of superannuation, thus the case at hand can be decided in light of the judgment by the Division Bench in **Sudarshan Kumar Sharma vs. The State of**



Punjab and others¹, relevant paras whereof read thus:

“The petitioner was appointed as Sanitary Inspector, Municipal Committee, Ludhiana and he earned promotions from time to time. In the year 1994, he was promoted as Superintendent Vaccination. Thereafter, in the year 1997, he was given promotion to the post of Registrar (Births & Deaths), Municipal Corporation, Ludhiana vide orders dated 28.05.1997. Subsequently, show cause notice dated 16.01.2003 was issued to him which culminated in his reversion from the post of Registrar (Births & Deaths). Challenging these orders, the petitioner filed the instant writ petition. The petitioner also prayed for interim stay of operation of the reversion orders. Interim orders were passed in his favour by this Court. Under the umbrella of the said stay orders, the petitioner continued to work as Registrar (Births & Deaths) and has since retired as well that post on 31.12.2009. As the petitioner, on account of stay order, continued to work as Registrar (Births & Deaths) and has even retired from that post, it is not necessary to go into the validity of the orders impugned in this petition.

Retiral benefits, if not paid, shall be released to the petitioner as if the petitioner had retired as Registrar (Births & Deaths).

The writ petition is, accordingly, disposed of.”

4 Learned counsel for the State and for respondent No.2, are unable to controvert the factual position and draw out any distinctive aspects in the aforementioned judgment or cite a contrary law.

5. In wake of the aforesaid, the present petition is disposed of in terms of the judgment passed in **Sudarshan Kumar Sharma** (supra).

16.09.2024

joyti

**(AMAN CHAUDHARY)
JUDGE**

Whether speaking/reasoned: Yes / No
Whether Reportable: Yes / No