



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

237

CWP-21193-2021

Date of decision : 24.09.2024

Jaswinder Singh

....Petitioner

V/S

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Rahul Arora, Advocate for the petitioner.

Mr. Teevar Sharma, AAG, Punjab.

Mr. H.S. Bedi, Advocate for respondent No.4.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari for quashing the orders dated 08.05.2017 (Annexure P-4) and 20.07.2021 (Annexure P-8) and all subsequent and consequential proceedings arising therefrom including the order/resolution dated 04.05.2018 (Annexure P-6) passed by respondent No.4, whereby the petitioner has been ordered to be dismissed from service after he attained the age of superannuation on 31.01.2017. Further seeking a writ of mandamus, directing the respondents to release all consequential service benefits to the petitioner.

2. Learned counsel for respondent No.4 submits that during the pendency of the present petition, the petitioner has been released a sum of Rs.13,00,217/- on 13.06.2023 on account of implementation of



CWP-21193-2021

-2-

the order passed by the Controlling Authority under the Payment of Gratuity Act. He submits that the petitioner had given an affidavit dated 20.03.2023 stating therein that if the abovesaid amount is paid to the petitioner in one go, he shall not claim any interest and other benefits and he will be satisfied with the same. He further submits that during the pendency of the present petition, the petitioner has unfortunately died. However, no LRs of the petitioner has been brought on record.

3. In this view of the matter, the present petition is dismissed for non-prosecution. However, liberty is granted to the LRs of the petitioner in case any cause still survives.

24.09.2024.
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(NAMIT KUMAR)
JUDGE

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