



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

(213)

CWP No. 20272 of 2008 (O&M)

Date of Decision : 17.07.2025

Suresh Kumar Kaushik and another**...Petitioners****Versus****Union of India and others****...Respondents*****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI***

Present: Mr. Naresh Kaushik, Advocate for the petitioners.

Mr. Anil Chawla, Advocate, Sr. Panel Counsel
for the respondent-Union of India.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the challenge is to the order dated 19.11.2006 (Annexure P-1) whereby recovery has been ordered for retaining the official accommodation beyond entitlement.

2. The writ petition was filed 17 years ago and interim order was granted and as of now, the petitioners have already retired from service. Keeping in view the judgment of the Hon'ble Supreme Court of India in ***State of Punjab and others Vs. Rafiq Masih (White Washer) etc., 2015(1) S.C.T., 195***, wherein it has been held that no recovery can be done from a retired employee, the respondents are directed not to effect any further recovery from the petitioner on account of the impugned order.

3. Petition is disposed of in above terms.

July 17, 2025*kanchan***(HARSIMRAN SINGH SETHI)****JUDGE***Whether speaking/reasoned : Yes**Whether reportable : No*