



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CWP-10559-2019

Date of Decision: 27.02.2026

MADHU KATARIA

...Petitioner

Versus

PANJAB UNIVERSITY

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Krishan Kumar Gupta, Advocate for petitioner

Mr. Vivek Chauhan, Advocate for respondent

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking quashing of order dated 29.03.2019 (Annexure P-11) whereby he was retired at the age of 60 years.

2. On 31.08.2022, the following order was passed:-

“Adjourned to 30.01.2023.

The counsel for the petitioner has pointed out that the petitioner has not been released any pension or other retiral benefits by the respondent-University despite the fact that the petitioner stands superannuated by completing even 62 years of age. The sole reason for not releasing the pension by the respondent-University is that the present petition is pending in the High Court and therefore, the last drawn salary, which shall be the basis of the fixation of pension of the petitioner; would be determined only after the decision of the present petition.

Be that as it may, the respondent-University cannot deny the pension to the petitioner; at least at the rate to which the petitioner would have been entitled, had she retired on attaining the age of 60 years.



Therefore, during the pendency of the present petition, the respondent-University is directed to release the pension and other retiral benefits by taking the salary drawn by the petitioner on the date when she attained the age of 60 years, subject to the decision of the present writ petition. The difference, if any, over and above the pension so calculated; will be decided as per the decision of the present petition by this Court, whenever the present petition is decided.

Let the pension and other retiral benefits as mentioned above be released to the petitioner, within a period of two months from today.”

3. Learned counsel for the petitioner submits that petitioner has already been released retiral dues qua his service upto 60 years. He has served respondent till the age of 62 years. He is entitled to retiral benefits for remaining 2 years' service i.e. beyond 60 years. His claim is squarely covered by judgment dated 07.02.2023 passed by Division Bench of this Court in ***Davinder Singh Bajwa V/s State of Haryana and Others***, LPA-1438-2019.

4. Learned counsel for the respondents submits that competent authority would consider petitioner's claim qua service beyond 60 years and pass an appropriate order within two months from today while considering judgment of this Court in ***Davinder Singh Bajwa (supra)***.

5. In the wake of statement of both sides, the petition stands disposed of.

6. Pending Misc. application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

27.02.2026
SDK

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