



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

136-3

IOIN-1-CWP-19264-2005 in/and
CWP-19264-2005

Date of decision : 06.05.2026

Jaswant Singh

....Petitioner

V/S

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

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

Mr. Siddharth Sandhu, A.A.G., Punjab

NAMIT KUMAR, J. (ORAL)

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Vide order dated 28.07.2025, on the request of learned State counsel, the matter was referred to the Mediation and Conciliation Centre of this Court for exploring the possibility of amicable settlement.

The Mediator has sought extension of time and the Registry has listed the matter in IOIN category.

Learned State counsel submits that with the efflux of time, the matter has become infructuous and accordingly, the main case is taken up on board today itself.

IOIN stands disposed of.

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1. The petitioner has filed the instant petition under Articles 226/227 of the Constitution of India, seeking issuance of a writ of mandamus directing the respondents to release the full amount of gratuity to the petitioner along with interest for the delayed payment @ 18% per annum. Further, seeking issuance of a writ of certiorari for quashing the impugned orders dated 10.08.2005 & 23.11.2005 (Annexures P-4 & P-6), passed by respondent No.2 & 3, respectively,



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whereby the pay of the petitioner has been reduced from Rs.5000/- to Rs.4550+219 w.e.f. 01.01.1996 upto the date of his retirement and an amount of Rs.94,351/- has been ordered to be recovered from the gratuity of the petitioner on the basis of objections raised by the office of respondent No.4 without any prior notice or opportunity of hearing to the petitioner after the retirement of the petitioner and further, to fix the pension and other retiral benefits of the petitioner on the basis of last pay drawn by the petitioner without reduction of pay and without any recovery from his retiral benefits.

2. While issuing notice of motion on 12.01.2006, recovery was ordered to be stayed till further orders.

3. Learned State counsel has produced communication dated 04.05.2026 received from respondent No.2 and the same is taken on record. He, on instructions from Sh. Manpreet Singh, Senior Assistant, Institute of Mental Hospital, Government Mental Hospital, Amritsar, submits that the petitioner has already been released the withheld amount of DCRG amounting to Rs.1,96,560/- and since even before filing of the present petition, the petitioner already stood retired from service, no further recovery shall be made.

4. In view of the statement made by learned State counsel, the instant petition has been rendered infructuous and the same is disposed of accordingly.

06.05.2026

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**(NAMIT KUMAR)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No