



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

CWP No.12294 of 2026(O&M)

Date of Decision: **21.05.2026**

Deepak Sukhija

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present : Mr. Ankit Chauhan, Advocate
for the petitioner.

Mr. Piyush Khanna, Addl.AG, Haryana.

Ms. Preeti Chhikara, Advocate for
Mr. Vikrant Pamboo, Advocate
for respondent-MC.

HARPREET SINGH BRAR, J. (Oral)

1. Following order was passed by this Court on 23.04.2026:-

“Prayer in this writ petition filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of certiorari, for setting-aside the speaking order dated 30.01.2026 (Annexure P-1) passed by respondent No.3. Further a writ of mandamus has been sought, directing the respondent No.3 to forthwith issue Last Pay Certificate to the petitioner in order to release his salary and consequential service benefits and also direct the respondents to pay interest @ 18% per annum on the arrears of past months and further direct respondent No.5 to release at least 03 months salary as interim relief, during the pendency of writ petition.

Learned counsel for the petitioner, inter alia, contends that the petitioner was serving as Municipal Engineer in Municipal Corporation, Yamunanagar-Jagadhri and was transferred vide order dated 08.07.2025. He was relieved on 14.07.2025 and thereafter, joined as SDE at Municipal Council, Kalka. Despite his lawful relieving and joining, the respondents failed to issue his Last Pay Certificate (LPC) and instead thereof, the



respondents issued notice dated 11.08.2025 seeking to withhold the Last Pay Certificate of the petitioner on the allegation that an advance amount was pending against him. Learned counsel for the petitioner further emphasised that the petitioner approached this Court by filing CWP No.30431 of 2025 and this Court vide order dated 14.10.2025 directed respondent No.3 to decide the representation by passing a speaking order after affording opportunity of hearing to the petitioner. In purported compliance thereof, respondent No.3 passed the impugned speaking order dated 30.01.2026 (Annexure P-1), whereby the claim of the petitioner has been rejected on untenable grounds.

A perusal of the speaking order clearly indicates that a temporary advance of Rs.1.37 crores is pending against the petitioner and he is duty bound to adjust the same by submitting the utilization certificate.

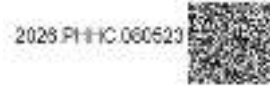
Learned counsel for the petitioner submits that the advance, in question is made through the official departmental payment mode to other government agencies through demand drafts and as such, no personal liability of the petitioner is there. Further, the petitioner is not responsible for submission of utilization certificate as it is obligatory on the part of the government agencies, who have obtained the amount for performing certain works. Lastly, he submits that the purpose of Last Pay Certificate is only to ascertain the last pay drawn by the petitioner in order to release his salary on the next transferred post.

In view of the above, respondent No.2 is directed to examine the issue dispassionately and file his response by way of an affidavit.

Adjourned to 07.05.2026.

The affidavit shall be filed in the Registry of this Court at least one week before the next date of hearing with an advance copy to counsel opposite.”

2. In compliance thereof, learned State counsel has produced in Court the affidavit of Mr. Mukul Kumar, Director Urban Local Bodies, Haryana i.e., respondent No.2, a copy thereof has been supplied to learned counsel for petitioner and the same is taken on record subject to just exceptions. Registry is directed to place the same at an appropriate place.



3. Learned State counsel further refers to order dated 20.05.2026 (Annexure R-1) and submits that the Last Pay Certificate would be issued to the petitioner within one week.
4. Learned counsel for petitioner is satisfied with the stand taken on behalf of the respondents and submits that the present writ petition is rendered infructuous and may be disposed of accordingly.
5. In view of the above, this writ petition is disposed of with a direction to respondent No.3-Commissioner, Municipal Corporation, Yamunanagar to act upon the order passed by respondent No.2 on 20.05.2026 (Annexure R-1) and release the Last Pay Certificate in favour of the petitioner.
6. It is made clear that in case the respondents deviate from the stand taken before this Court, the petitioner would be at liberty to approach this court under Article 215 of the Constitution of India for initiating contempt proceedings.

(HARPREET SINGH BRAR)
JUDGE

21.05.2026
'om'

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