



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

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CWP-5252-2018

Date of Decision: 08.01.2026

Labh Singh (since deceased) through his LR

....Petitioner

Versus

Central Administrative Tribunal and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Sandeep Kumar, Advocate
for the petitioner.

Mr. Amit Arora, Advocate
for the respondents.

Harsimran Singh Sethi, J. (Oral)

1. The learned counsel for the petitioner submits that in case, the period for which, the petitioner remained out of services due to his conviction till the date he was acquitted and re-instated in service is counted as valid service period for the grant of pensionary benefits, the petitioner is not pressing the present appeal for the grant of salary for the period he remained out of service.

2. The learned counsel for the respondents does not deny that once, the petitioner was re-instated in service, his appointment has to be treated in continuance for all intends and purposes including pensionary benefits for the period he was out of service though, he is not going to get the benefit of actual salary for the period he remained out of service.

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3. That being so, the present appeal is disposed of with the observation that the period for which the petitioner remained out of service will be treated as a valid period to be treated as a qualifying service for the grant of pensionary benefits and no benefit of salary will be given for such period, as has been held by the Tribunal.

4. Disposed of accordingly.

5. Pending applications, if any, also stand disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

January 08, 2026

Varinder

(VIKAS SURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No