



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

CWP-33760-2025

Date of Decision : **16.04.2026**

NIRMAL KUMAR DHIR

.....Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Subhash Ahuja, Advocate,
for the petitioner.

Mr. Amit Kumar Goyal, Addl.A.G., Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, filed under Article 226/227 of the Constitution of India, a challenge is thrown to the order dated 07.05.2025 (Annexure P-7), vide which the petitioner has been dismissed from service, even after having been retired from service on 31.12.2014, specifically, when the relationship of employer and employee, ceased to exist.

2. This Court vide order dated 16.03.2026, had passed hereinafter extracted order:-

“Learned State counsel prays for a short accommodation to have apt instructions from the quarter concerned, and apprise this Court about the provisions, based upon which the authorities have passed the order of dismissal, post retirement of the petitioner way back in the year, 2014.

The asked for request is accepted.

Adjourned to 16.04.2026.

To be shown in the urgent list. ”

3. In pursuance to the directions (*supra*), learned State counsel, on instructions from Mr. Shubham Kumar Singla, Sub Divisional Engineer, Sub Division No.6, SAS Nagar, informs this Court that respondents are revisiting the impugned order, and after giving a due opportunity of hearing to the petitioner, a fresh order will be passed in accordance with relevant law/rules.

4. In view of the above, specific statement, as suffered by learned State counsel, the impugned order is **set aside**. Since the pensionary benefits have not been released to the petitioner, therefore, a positive *mandamus* is passed upon the respondents, to pass a fresh order within a period of 03 months from the date of receipt of a certified copy of this order, after giving due opportunity of hearing to the petitioner.

5. **Disposed of** accordingly.

April 16, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

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