



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

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CWP-7231-2022 (O&M)
Date of decision: 13.02.2025

Ashwani Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. SK Rattan, Advocate for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition for quashing the order dated 24.03.2022 (Annexure P11) whereby the promotion of the petitioner was cancelled and his reversion was ordered to be kept in abeyance by this Court on 08.04.2022. In the interregnum period, he is stated to have since retired on attaining the age of superannuation, in which regard, reference is made to the judgment by the Division Bench of this Court dated 21.02.2013 passed in CWP-837-2005 titled as **Sudarshan Kumar Sharma vs. The State of Punjab and others**, disposal of the matter in view of the same could not, despite best efforts of learned State counsel, be resisted and reads thus:-

“The petitioner was appointed as Sanitary Inspector, Municipal Committee, Ludhiana and he earned promotions from time to time. In the year 1994, he was promoted as Superintendent Vaccination. Thereafter, in the year 1997, he was given promotion to the post of Registrar (Births & Deaths), Municipal Corporation, Ludhiana vide orders dated 28.5.1997. Subsequently, show cause notice dated 16.1.2003 was issued to him which culminated in his reversion from

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the post of Registrar (Births & Deaths). Challenging these orders, the petitioner filed the instant writ petition. The petitioner also prayed for interim stay of operation of the reversion orders. Interim orders were passed in his favour by this Court. Under the umbrella of the said stay orders, the petitioner continued to work as Registrar (Births & Deaths) and has since retired as well from that post on 31.12.2009. As the petitioner, on account of stay order, continued to work as Registrar (Births & Deaths) and has even retired from that post, it is not necessary to go into the validity of the orders impugned in this petition.

Retiral benefits, if not paid, shall be released to the petitioner as if the petitioner had retired as Registrar (Births & Deaths).

The writ petition is, accordingly, disposed of.”

2. The petition is disposed of in terms of **Sudarshan Kumar Sharma** (supra).

(AMAN CHAUDHARY)
JUDGE

13.02.2025

ashok

Whether speaking : Yes/No
Whether reportable : Yes/No