



IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 6961 of 2023

Decided on: 02.04.2024

Sh. Amin Chand ... Petitioner

Versus

State of H.P. and others ... Respondents

Coram

Hon'ble Mr. Justice Ajay Mohan Goel, Judge.

Whether approved for reporting?¹

For the petitioner : Ms. Babita Kumari, Advocate vice
Mr. A.K. Gupta, Advocate.

For the respondent : Mr. Sumit Sharma, Deputy Advocate
General for respondents No. 1 to 3.

: Mr. Tem Ram Sharma, Advocate for
respondent No. 4.

Ajay Mohan Goel, Judge (Oral)

By way of this writ petition, the petitioner has primarily
prayed for the following relief:-

*“i. That respondent No. 4 may be ordered to revise pension of
the petitioner and pay him other retiral benefits also, as per the
communication date 5.6.2023, Annexure P-1, with all
consequential benefits.”*

2. Alongwith the reply filed to the writ petition by
respondents No. 1 to 3, office order dated 23.05.2023 is appended,
which reads as under:-

“In supersession of this office order No.EE/IPHDP/EA-

¹ Whether reporters of the local papers may be allowed to see the judgment?

III/Pension/PF/2010/27028-32 Dated 25- 03-2010 and in compliance to the Hon'ble High Court order dated 17.06.2022 in CWP No. 1224/2022 and in pursuance to the instruction conveyed vide Chief Secretary to the Govt. of HP letter No. Fin(C)A(3)-2/2013 to settle the cases similar to Baldev Ram,s case CWP No.2711of 2017 Sh. Amin Chand, Beldar shall be deemed retired from Government service as on 31.03.2012 (A.N.) after attaining the age of 60 years instead of 58 years being his date of birth as 08.03.1952.”

3. Learned Counsel appearing for respondent No. 4 submits that the case of the petitioner has not been received from the Department.

4. In view of office order dated 23.05.2023 which stands appended with reply of respondents No. 1 to 3, it is directed that said communication be now treated as forwarding of the case of the petitioner to respondent No. 4 and necessary action in the case of the petitioner be now taken within a period of six weeks from today.

The petition stands disposed of in above terms. Pending miscellaneous application(s), if any also stand disposed of accordingly.

(Ajay Mohan Goel)
Judge

April 02, 2024
(narender)