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W.P(C)No. 156 OF 2000

ITEM No.201

Court No. 11

SECTION X  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Writ Petition(Civil) No.156/2000

PRITHIVI SINGH GARG

Petitioner (s)

VERSUS

STATE OF U.P. & ORS.

Respondent (s)

( For Final Disposal )  
( With Office Report )  
With

W.P(C)No.538/2000

Date : 25/01/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE  
HON'BLE MR. JUSTICE DORAISWAMY RAJU

For Petitioner (s)

Mr. Dinesh Kumar Garg,Adv.

For Respondent (s)  
in WP(C) 156/00

Mr. Y.P. Singh, Adv.  
Mr. Ajay K. Agrawal.,Adv.  
Mr. C. Siddharth, Adv.

in WP(C) 538/00

Mr. Praveen Swarup, Adv.  
Mr. Pramod Swarup, Adv.

UPON hearing counsel the Court made the following  
O R D E R

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W.P.(C)156/2000@@  
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In this writ petition the petitioner complains that though he is entitled for retiral benefits, the same is denied by the respondent-State.

It is pointed out on behalf of the State that this writ petitioner has filed a writ petition before the High Court of Allahabad at Lucknow No.1163(SB) of 1995 wherein the High Court while setting aside his compulsory retirement has  
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directed thus "However, it is provided that as the petitioner has retired on 30.6.97, no question of his reinstate in service at all. However, he will be deemed to be in service till the date of which he was attained the age of superannuation i.e. 30.6.97, entitling him the entire salary and post retiral benefits including pension".

In view of the relief obtained by the petitioner in

the above writ petition, this writ petition has become  
infructuous, the same is dismissed as such.

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Delinked.

Adjourned by three weeks to enable the State to file  
counter affidavit.

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(Pawan Kumar)  
Court Master

(Prem Prakash)  
Court Master