

ITEM NO.17

COURT NO.2
(HEARING THROUGH VIDEO CONFERENCING)

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No.15121/2021

(Arising out of impugned final judgment and order dated 16-10-2020 in CWPOA No.267/2020 passed by the High Court Of Himachal Pradesh At Shimla)

STATE OF HIMACHAL PRADESH & ORS.

Petitioner(s)

VERSUS

SATYA DEVI

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 08-10-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s) Mr. Abhinav Mukerji, AOR/AAG
Ms. Pratishtha Vij, Adv.
Ms. Bihu Sharma, Adv.
Mr. Akshay C. Srivastava, Adv.

For Respondent(s)

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

Learned Counsel appearing for the State submits that Jagat Ram, the deceased husband of the respondent herein superannuated from service on 30.06.2006 and that he was neither entitled to nor receiving any pension after superannuation.

The learned Counsel further submits that at best, in terms of the order dated 08.03.2018 passed by this Court in Civil Appeal No.6309 of 2017, limited relief could be afforded in computation to the service required for being entitled to pension. It is further submitted that even on that count, said Jagat Ram would not have been entitled to pension.

Since these submissions do not find reflected in the judgment which is presently under challenge, we give liberty to the State to approach the High Court by filing an appropriate review petition.

We give further liberty to the State to challenge the impugned order in case the review petition is decided against the State.

The instant Special Leave Petition stands disposed of in the aforesaid terms.

Pending applications, if any, also stand disposed of.

(MUKESH NASA)
COURT MASTER

(VIRENDER SINGH)
BRANCH OFFICER