

235 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No. 6258 of 2014
Date of decision: -21.8.2015

Bachan Lal

.....Petitioner.

vs.

State of Punjab and others

.....Respondents.

CORAM: - HON'BLE MR. JUSTICE KULDIP SINGH

Present: - Mr. H.S. Dhandi, Advocate for the petitioner.

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KULDIP SINGH, J. (Oral)

Impugned in the present revision petition is the order dated 5.8.2014 (Annexure P-7) passed by the Civil Judge (Senior Division), Ropar vide which the Execution No. 16 dated 16.3.2007 in Civil Suit No. 53 of 11.2.2004 titled Bachan Lal vs. State of Punjab and others as which was disposed of on 22.8.2006.

A decree with cost was passed on 22.8.2006 in favour of the plaintiff and a direction was given to the defendants to pass the fresh order regarding the pension of plaintiff by counting the adhoc service of plaintiff. The order was directed to be passed within three months from the date of judgment i.e. 22.8.2006.

Learned counsel for the petitioner has not disputed the fact that the said fresh order has been passed. It is also not disputed that after passing of the fresh order payment of some arrears have also been made. Now, his claim is regarding the interest on the said arrears.

I am of the view that whatever the way may be the claim of the plaintiff in the suit, only the relief granted to the plaintiff through the decree, is executable. The relief granted to the plaintiff was to get the fresh order passed by the defendant regarding the pension, which has been passed. No decree was granted that the arrears on account of fresh orders shall be paid and that shall be paid with a particular rate of interest. It being so. I do not find that there is any illegality or infirmity in the impugned order.

Dismissed.

(KULDIP SINGH)
JUDGE

21.8.2015
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