

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Civil Revision No.6282 of 2014

Date of decision: 22.09.2015

State of Punjab and others

.....Petitioners

versus

Major Singh

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.T.N.Sarup, Addl.A.G. Punjab, for the appellant
Mr.G.S.Bal, Senior Advocate with
Mr.A.D.S.Bal, Advocate for the respondent

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Challenged in the present revision is the order dated 17.1.2014, passed by learned Additional Civil Judge, Senior Division, Faridkot, vide which, the objections filed by the State were dismissed.

In nutshell, this Court vide order dated 26.3.2008 passed in Regular Second Appeal No.193 of 2004 decreed the suit of the plaintiff and reinstated the plaintiff (appellant therein) with all consequential benefits. The Senior Superintendent of Police vide order dated 30.10.1992 ordered the reinstatement but observed that the period spent out of duty may be treated as non-duty period. With the result that for the said non-duty period, the plaintiff will not be

entitled to any benefit.

I am of the view that the order runs contrary to the decree passed by this Court. Once this Court has ordered that all the consequential benefits are to be allowed, it would mean that the period during which he remained out of service on account of his wrongful dismissal has to be treated as duty period for all purposes.

It being so, the revision is without any merits and is dismissed.

22.09.2015

gk

**(Kuldip Singh)
Judge**