

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CM-3724-CWP-2015
IN CWP-21083-2010 (O&M)
Date of decision : 26.03.2015

Dharampal Singh Tomar

...Petitioner

Versus

CCS Haryana Agricultural University and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Malik, Sr. Advocate,
with Mr. Mandeep Singh, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

JITENDRA CHAUHAN, J. (Oral)

On 10.03.2014, this Court passed the following order in
CM No.16246-CWP-2012:-

“The present application has been moved
by the learned counsel for the petitioner on the
ground that controversy involved in the present writ
petition is squarely covered by the judgment rendered
in CWP No.19266 of 2010 and other connected
matters decided on 25.7.2012.

Learned counsel appearing for respondent
No.1 submits that the Special Leave petition against
the aforesaid judgment is still pending before the

Apex Court.

In this view of the matter, the present application is adjourned sine die.

However, a liberty is granted to the learned counsel for the parties to move an application for revival of the application after decision of the SLP before the Apex Court.”

The learned Senior counsel for the applicant-petitioner states that the case of the petitioner is squarely covered by the judgment of learned Single Judge passed in CWP No.19266 of 2010 captioned as ***Satyapal Yadav and another Vs. State of Haryana and another***, decided on 25.07.2012 (Annexure P-9). It is further stated that SLP No.26907 of 2007, which was preferred against the judgment dated 14.01.2013, passed in LPA No.1955 of 2012 (Annexure P-10), thereby affirming the judgment (Annexure P-9), has also been dismissed by the Hon'ble Apex Court, vide order dated 10.07.2014 (Annexure P-11).

The above noticed factual position is not disputed by the learned State counsel.

In the circumstances, the respondent No.1 is directed to consider the case of the petitioner in terms of the judgment (Annexure P-9) and decided the same within a period of four months from the date of receipt of a certified copy of this order. It is made clear that in case,

the finality is not accorded to the matter, within the stipulated period, the delayed payment, if any, shall carry interest @ 12.5% per annum from the date of filing the present writ petition, till the payment is made.

CM No.16246-CWP of 2012, CM No.3724-CWP of 2015 and CWP No.21083 of 2010, are disposed of in the aforesaid terms.

26.03.2015
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(JITENDRA CHAUHAN)
JUDGE