

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

1. **Letters Patent Appeal No.740 of 2010 (O&M)**
DATE OF DECISION: 27.02.2015

The State of Haryana and othersAppellants

versus

Babita RaniRespondents

2. **Letters Patent Appeal No.930 of 2011 (O&M)**

State of Haryana and othersAppellants

versus

Rajbir SinghRespondents

CORAM:- HON'BLE MR.JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MRS. JUSTICE RAJ RAHUL GARG

Present: Ms. Palika Monga, Deputy Advocate General, Haryana
for the appellants
Mr. K.S. Dhanora, Advocate in LPA 740 of 2010
Mr. Vikas Kumar, Advocate for
Mr. T.C. Dhanwal, Advocate for the respondents in
LPA 930/2011
..

S.J. VAZIFDAR, ACTING CHIEF JUSTICE (Oral) :

These appeals were part of a reference to a Full Bench of this Court. The Full Bench decided the reference by an order and judgment dated 20.04.2012. The Full Bench held that the rules applicable on the date of death/incapacitation of an employee are applicable. The petition for special leave against the judgment of the Full Bench was dismissed by the Supreme Court.

2. Admittedly, in the above appeals, the persons concerned died before the rules of the year 2006 which came into effect on 01.08.2006.

3. In view of the judgment of the Full Bench, the orders and judgments of the learned single Judge are set aside. The appellants shall extend the benefit, if any, to the respondents on the basis of the rules as they were in existence on the date of the death of persons concerned.

4. The appeals are accordingly disposed of.

As we have disposed of the main appeals, the delay in filing the appeals is condoned.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

27.02.2015
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(RAJ RAHUL GARG)
JUDGE