

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.1127 of 2014 (O&M)

Date of Order: 10.12.2015

**Principal Chief Conservator of Forest, Punjab, Chandigarh
and another.**

..Appellants

Versus

Niranjan Singh and another

..Respondents

**CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA
HON'BLE MS. JUSTICE REKHA MITTAL**

Present: Ms. Munisha Gandhi, Addl.A.G.,Punjab

**Mr. N.S.Dadwal, Advocate,
for respondent no.1.**

RAJIVE BHALLA, J (Oral)

C.M.No.2537-LPA of 2014

Prayer in this application is to condone delay of 101 days in
filing the appeal.

Heard.

For reasons stated in the application and as sufficient cause
has been shown, allow the application and condone delay of 101 days in
filing the appeal.

LPA No.1127 of 2014 (O&M)

The appellants pray that judgment dated 05.03.2014,
modifying award dated 13.11.2009, by deleting the compensation and
awarding reinstatement with 50% back wages, may be set aside.

After hearing arguments, addressed by counsel for the State of
Punjab, on 12.10.2015, the appellants were directed to seek instructions
whether they are ready to reinstate the appellant with 25% back wages.

Mr. M. Sudhagar, IFS, Divisional Forest Officer, SAS Nagar (Mohali), has filed an additional affidavit, dated 10.12.2015. A relevant extract from the affidavit reads as follows:-

“That the deponent agrees to reinstate the respondent no.1 as daily wage worker with payment of 25% back wages.

Counsel for respondent no.1, states that he accepts the offer made by the appellants and has no objection if the impugned order is modified to reinstatement with 25% back wages.

We have heard counsel for the parties and in view of affidavit, dated 10.12.2015 and statement made by counsel for respondent no.1, dispose of the appeal by modifying order dated 05.03.2014, and award dated 13.11.2009, by directing that respondent no.1 shall be reinstated on the post he was working on the date of his termination but with 25% back wages.

The appellants shall be entitled to deduct Rs.35,000/-, paid as compensation, from the salary of respondent no.1, in reasonable installments.

(RAJIVE BHALLA)
JUDGE

December 10, 2015
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(REKHA MITTAL)
JUDGE