

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

RSA No.1478 of 2012 (O&M)

Date of decision: 18.08.2015

Gamdoor Singh

..... Appellant

versus

Punjab State Civil Supplies Corporation Limited and others

..... Respondents

CORAM: Hon'ble Mr. Justice Kuldip Singh

Present: Ms. Gaganjot Kaur, Advocate for the appellant
Ms. Deepali Puri, Advocate for respondents

- 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)

Gamdoor Singh -appellant (defendant No.2 before the lower Court) has preferred this appeal against the judgment and decree dated 21.1.2008, passed by the learned Civil Judge, Junior Division, Ferozepur, vide which the suit of the Punjab State Civil Supplies Corporation was partly decreed to the effect that the plaintiff was entitled to recover Rs.1,53,464.79 from the defendants. 50% of the amount was to be recovered from defendant No.1, 30% from defendant No.2 (present appellant) and 20% from defendant No.3 with future interest @ 6% per annum from the date of order till realization. Against the said judgment plaintiff as well as as defendants preferred separate appeals. All the said appeals were dismissed by the learned Additional District Judge, Ferozepur on

25.1.2011.

The perusal of the judgment of the lower Court shows that according to the Punjab State Civil Supplies Corporation defendants who were its employees being the Inspectors PDC and Field Officers caused shortage of wheat stock, for which, loss was sought to be recovered from them. The plaintiff had claimed recovery of Rs.2,34,033.72. Learned Civil Judge, Junior Division recorded the findings of fact that defendants had caused the shortage though the extent of the shortage was found to be less and accordingly suit was partly decreed. The findings were affirmed in appeal. The perusal of judgments of both the Courts below shows that the findings are of facts and it has been held by both the Courts below that defendants caused loss to the Punjab State Civil Supplies Corporation Limited. No question of law much less substantial question of law arises. As such, the present regular second appeal is dismissed.

In view of disposal of the appeal, all applications pending also stand disposed of.

18.08.2015
gk

(Kuldip Singh)
Judge