

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

**Regular Second Appeal No.2748 of 2012 (O&M)
Date of decision : 28.05.2015**

Ram Lal Narula

...Appellant

versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Ashok Arora, Advocate for the appellant.

RITU BAHRI, J (Oral)

The appellant/plaintiff has come up in regular second appeal against the judgments and decrees passed by the trial Court and the lower appellate Court whereby his suit was dismissed.

The appellant/plaintiff had retired in the year 2000 and filed a civil writ petition No.11424 of 2000 on account of his suspension in the year 1995 and that he is not granted benefit of one increment, which was allowed and the defendants were directed to revise the pay of the appellant/plaintiff and to pay him all the arrears of pay and revise his CPF, gratuity and leave encashment. Pursuant to the orders passed in writ petition, the payment was not made to the plaintiff and he filed the contempt petition bearing COCP No.562 of 2007 which was disposed of, vide order dated 26.11.2007 by passing the following order:

“Learned counsel for the respondent states that

necessary payment shall be made within this week.

In view of the said fact, present contempt petition is disposed of with a direction to the respondent to make the necessary payment before 1.12.2007. If payment is not made, it shall be open to the petitioner to seek revival of the present petition.”

Thereafter the payment of Rs.1,00,077/- was made to the appellant/plaintiff after disposal of the contempt petition. As per the plaintiff this was not the entire amount which was due to him. He filed the present suit which was dismissed as the necessary re-calculation could have not been done by reviving the calculation. No substantial question for consideration has arisen in the present appeal.

Dismissed.

28.05.2015
Vinay

(RITU BAHRI)
JUDGE