

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA No. 1223 of 2014 (O/M)
Date of decision : 11.9.2015

The Rewari Co-operative Marketing Society Ltd. Appellant

Versus

Surender Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. R.D. Yadav, Advocate, for the appellant.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

Impugned in the present regular second appeal is the judgment and decree dated 27.2.2013, passed by the learned Civil Judge (Junior Division), Rewari, vide which the suit of the plaintiff/respondent No. 1 was decreed for declaration to the effect that the plaintiff/respondent No. 1 is entitled to the leave salary, gratuity and arrears of 6th pay commission as per new pay scale with effect from 1.1.2006 alongwith at the rate of 9% per annum from the due date till actual realization. Also impugned in the present regular second appeal is the judgment and decree dated 31.10.2013,

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passed by the learned Additional District Judge, Rewari, vide which the appeal filed by the present appellant was dismissed.

I have heard the learned counsel for the appellant and have also carefully gone through the impugned judgments and decrees.

A perusal of the judgment of the lower Court shows that the defendant in his evidence had admitted the entire claim of the plaintiff/respondent No. 2. Therefore. The findings were recorded that the plaintiff/respondent No. 2 is entitled to such relief of gratuity, leave salary and arrears on account of new pay scale. The findings were affirmed in appeal. These are findings of facts and are not to be interfered in the regular second appeal. Hence, the present appeal is dismissed.

(KULDIP SINGH)
JUDGE

11.9.2015
sjks