

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

**Regular Second Appeal No.2943 of 2014 (O&M)
Date of decision : 28.05.2015**

Ram Jattan

...Appellant

versus

Punjab State Electricity Board, now Punjab State Power Corporation,
& others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Ashish Grover, Advocate for the appellant.

RITU BAHRI, J (Oral)

CM No.6989-C-2014

There is a delay of 21 in re-filing the appeal.

For the reasons mentioned in the applications, the same is
allowed and the delay of 21 days in re-filing the appeal is condoned.

CM stands disposed of.

RSA No.2943 of 2014

The appellant/plaintiff has come up in regular second
appeal against the judgment passed by the lower appellate Court dated
13.11.2013 whereby the judgment and decree dated 22.12.2012 passed
by the trial Court was set aside and the suit of the plaintiff was
dismissed.

The plaintiff was initially appointed as unskilled worker
and he worked from 28.11.1975 to 04.10.1978. He further worked as

skilled worker from 05.10.1978 to 30.03.1984. He further worked as Technician Grade-II in the pay scale of 400-600. On 22.02.1985, the plaintiff met with an accident during service and had lost his three fingers of right hand and his services were terminated on 21.12.1985. Thereafter, he was appointed as Khalasi and he accepted the job of Khalasi and joined on 31.01.1986. He was given Rs.36,152-80 paise as compensation on account of accident. The present suit has been filed on 13.06.2009 seeking protection of his pay on the basis of a skilled worker which he was drawing at the time of his accident. He was relying upon letter No.399 Ex.PX in which the case of the plaintiff for protection of his pay has been recommended. This letter is of 18.01.1986 and the present suit has been filed on 13.06.2009 after his termination on 21.12.1985, he was given appointment to the post of Khalasi which he joined on 31.01.1986. The plaintiff has not challenged his termination order and order vide which he was appointed as Khalasi. The suit was held to be barred by limitation being filed on 13.06.2009. After the accident, the accepting the termination order and terms of the appointment on the post of Khalasi, no relief could be granted to the plaintiff. No substantial question of law has arisen for consideration in the present appeal.

Dismissed.

28.05.2015
Vinay

(RITU BAHRI)
JUDGE