

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-109-2015(O&M)

Date of Decision: 28.11.2016

Sukhwinder Singh

.....Appellant

V.

Industrial Tribunal Patiala and ors.

.....Respondents

**CORAM HON'BLE MR. JUSTICE MAHESH GROVER
HON'BLE MR. JUSTICE DR.SHEKHER DHAWAN**

Present:- Mr.Navdeep Singh Brar, Advocate
for Mr. Vikas Singh, Advocate for the appellant.
Mr. Manoj Bajaj, Addl. A. G. Punjab.

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MAHESH GROVER, J (ORAL)

This appeal is directed against the judgment of learned Single Judge dated 02.09.2014.

The appellant-workman claimed a reference questioning the termination of his services which was answered in his favour by awarding Rs.10,000/- as compensation. In writ proceedings, learned Single Judge enhanced the compensation to Rs.75,000/- which, if not paid within a period of two months from the date of receipt of certified copy of the writ order, would carry interest at the rate of 9% per annum.

Learned counsel for the appellant contends that the appellant ought to have been re-instated with continuity of service. The learned single judge has noticed his temporary engagement which is just about 240 days in a calender year and further noticed that it would not be prudent to order re-

instatment considering the period of 18 years that had elapsed in-between.

By placing reliance on a judgment reported as 2013(5) Supreme Court Cases 136, Assistant Engineer, Rajasthan Development Corporation and another v. Gitam Singh, learned Single judge declined the prayer of the appellant for re-instatment.

After hearing the learned counsel for the appellant, we do not find any illegality or infirmity in the findings recorded by the learned single judge. The appellant having worked for very short period, the nature of appointment suggesting the daily wage or temporary engagement, we would find no reason to interfere particularly when the entire compensation as per the mandate of the writ Court has been released to the petitioner.

Dismissed.

(MAHESH GROVER)
JUDGE

(SHEKHER DHAWAN)
JUDGE

November 28, 2016
mamta

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No