

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Letters Patent Appeal No.1269 of 2016 (O&M)

Date of Decision: September 19, 2016

Ram Singh and others

.....Appellants

versus

Financial Commissioner and Principal Secretary to Government of Punjab
and others

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE SUDIP AHLUWALIA.**

Present: Mr.P.S.Khurana, Advocate, for the appellants.

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Surya Kant, J. (Oral)

The writ petition filed by the appellants for the release of full amount of retiral benefits was dismissed as withdrawn with liberty to seek its revival, in view of the statement made on behalf of respondent-Corporation that the entire dues shall be paid within four months. The appellants thereafter moved an application for revival of the writ petition on the ground that full payment has not been paid to them. Their application has been dismissed by the learned Single Judge on the basis of an affidavit filed by the respondent-Corporation that entire payment stands satisfied.

In our considered view, the above-stated order as such is not appealable. At the same time, appellants cannot be precluded from initiating either the execution proceedings or from filing a fresh writ petition in respect of the unpaid amount, if any.

With liberty aforementioned, the appeal stands disposed of.

**[SURYA KANT]
JUDGE**

September 19, 2016

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**[SUDIP AHLUWALIA]
JUDGE**

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No