

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

LPA No. 423 of 2016 (O&M)

Date of Decision : 22.08.2016

Malkiat Singh

....Appellant

Versus

The Ld.Presiding Officer and others

....Respondents

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

Present: Mr. G.S.Sandhu, Advocate
for the appellant.

.....

MAHESH GROVER, J.

This appeal is directed against the order of the writ court dated 13.01.2015.

The appellant, who was engaged as an Octroi Clerk with the Municipal Council on contract basis worked for 240 days. The post was abolished after the system of collection of octroi was abandoned in the year 2001. The appellant raised a demand in the year 2012 and the Industrial Tribunal declined the reference which was carried in writ petition in the year 2015 which was also dismissed.

Learned counsel for the appellant has not been able to raise any substantial issue to persuade us to interfere with the judgment of the learned Single Judge who has noticed that after 14 years it may not be possible to accept the grievance of the appellant.

Concededly, the appellant's services were dispensed with in the year 2001 and he raised industrial dispute after a prolonged delay of 11 years. In any case, once the post itself had been abolished and the appellant having taken recourse to a civil suit also inviting an adverse finding against him, he cannot be now enabled in law to raise this issue at this belated stage. Despite that, the appeal is barred by a delay of 347 days which is also largely unexplained.

Dismissed.

(MAHESH GROVER)
JUDGE

22.08.2016
dss

(SHEKHER DHAWAN)
JUDGE

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