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RSA No.860 of 1995

State of Punjab etc. Vs. Didar Singh

Present: Ms.Ambika Sood, DAG, Punjab for the appellants.

None for the respondent.

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As per office report, notice issued to the respondent has been received back with the report that he has since expired. On the last date of hearing, learned DAG, Punjab for the appellants was directed to call competent Officer of the appellants along with the record for making statement as to whether the present writ still survives. However, she has stated that despite being informed, nobody is coming from the office of the appellants. Perusal of the file shows that State of Punjab has filed this Regular Second Appeal against judgment passed by learned Additional District Judge, Jalandhar, dismissing the appeal of the appellants. It was observed by the Court below that as no departmental inquiry was pending against the plaintiff/respondent, retirement benefits could not be withheld by the defendants/appellants. No stay was also granted by the Hon'ble High Court as is clear from the order dated 01.06.1995 passed by the Hon'ble High Court.

In view of these facts, as nobody is coming from the office of the appellants, the present appeal is ordered to be consigned to the record room with liberty to the appellants to get it revived, if so desire.

(R.K.Nehru)
President

24.04.2017

(Ram Chand Gupta)
Member