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

RSA-1871-2015 (O&M)

Date of Decision : 17.11.2017

Shimbu Ram

..... Appellant

Versus

The Haryana Government and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Rajneesh Chadwal, Advocate
for the appellant.

Mr. Anil Mehta, D.A.G., Haryana.

AJAY TEWARI, J. (ORAL)

This appeal has been filed against the concurrent judgments of the courts below dismissing the suit filed by the appellant.

Brief facts of the case are that at the relevant time the appellant was working as Store-keeper in the DRDA, Narnaul. When the accounts of the DRDA were being audited the Comptroller and Auditor General of Haryana reported that there was irregular and wasteful expenditure in the purchase of books and thereafter first an inquiry of fact and then a regular inquiry was lodged. It was found that at one stage four lists of books were approved by the competent authority for the DRDA Library but thereafter

hundred of books were purchased which were never approved. The appellant and the Office Superintendent were held responsible and the proportionate recovery of Rs.81,000/- odd were imposed upon the appellant.

The averment made in the plaint was that the inquiry against the appellant was illegal and vitiated and also violative of principles of natural justice. Both the Courts below however went through the entire original material which was placed on record by the respondents and after seeing the original list etc. gave findings of fact that unapproved books had been purchased.

Counsel for the appellant is not in a position to rebut these findings of fact.

In the circumstances, no fault can be found with the judgments of the courts below.

Appeal is dismissed. No costs.

Since the main case has been decided, the pending Civil Misc. Application, if any, also stands disposed of.

November 17, 2017
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No