

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RA-CR-289-CII-2016 in
FAO-1399-2012 (O/M)
Date of decision : 18.3.2017

Roji Jaggi and another Applicants-appellants

Versus

UOI Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. D.S. Dadwal, Advocate, for,
Ms. Abha Rathore, Advocate
for the applicant-respondent.

Mr. Ankit Rana, Advocate, for,
Mr. B.S. Budhwar, Advocate,
for non applicants-appellants.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

This is an application filed by respondent-Railways (UOI), for review of the judgment dated 27.7.2016, passed by this Court in FAO-1399-2012, vide which the interest has been awarded starting from the date of death. The learned proxy counsel appearing for the learned counsel for applicant-respondent relies upon the authority of the Hon'ble Supreme Court of India in Civil Appeal No. 3568 of 2009, titled as Tahazhathe Purayil Sarabi and others Versus Union of India and another, decided on 14.5.2009, to state that it should have been allowed from the date of filing of the application before the Tribunal.

The learned proxy opposite counsel appearing for the learned counsel for the applicants-appellants has not disputed the legal position.

RA-CR-289-CII-2016 in FAO-1399-2012 (O/M)

Hence, the judgment dated 27.7.2016, passed by this Court in FAO-1399-2012, is reviewed and modified to the extent that the interest shall be payable from the date of filing of the application before the Tribunal.

The review application is accordingly allowed.

(KULDIP SINGH)
JUDGE

18.3.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No