

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

476

FAO No. 1143 of 1997 (O&M)

Date of decision: 20.04.2018

Ram Phal

...Appellant

Vs.

General Manager, Haryana Roadways, Hisar

...Respondent

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Vinod Gupta, Advocate for the appellant.

AJAY TEWARI, J. (ORAL)

This appeal has been filed against the dismissal of a claim application.

The case of the appellant-claimant was that he was returning from duty when he met with an accident and is entitled to the compensation. The case of the respondent, on the other hand is that the appellant had unauthorisedly left his place of posting without taking station leave and the injury he suffered at that time could by no stretch of imagination (even under the concept of nominal expansion) be taken to be duty period.

Counsel for the appellant is not in a position to show how a person who unauthorisedly leaves his station without taking station leave can be taken to be on leave and entitled for compensation.

The appeal is dismissed.

Since the main case has been decided, pending civil

miscellaneous, if any, shall be disposed of.

April 20, 2018

(AJAY TEWARI)
JUDGE

Poonam (II)

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No