

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

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RSA-3288-2017 (O&M)
Date of decision:20.02.2018

Gajinder Singh

.... Appellant

Versus

Managing Director and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. G.P.Vashisht, Advocate for the appellant.

P.B. BAJANTHRI, J. (ORAL)

In the present appeal, appellant has questioned the validity of trial and appellate courts' orders dated 04.05.2016 and 24.01.2017. While appellant was in service he resigned the post held by him on 04.12.2003. He has handed over the charge. Resignation was accepted on 05.12.2003. He had filed a suit in the year 2004 which was dismissed for non-prosecution and it was restored after 9 years. Further after restoration of the first suit filed by the appellant he has withdrawn the suit and filed the second suit in the year 2014. Both the trial and appellate courts have apprise the factual aspect with the acceptance of resignation of the appellant. Having regard to the factual aspects narrated by the trial as well as appellate court appellant has not made out a case so as to interfere with the appellate court order dated 24.01.2017.

Appeal stands dismissed.

(P.B.BAJANTHRI)
JUDGE

20.02.2018

pooja saini

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No