

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RSA-3810-2017 (O&M)

Date of Decision:-15.03.2018.

State of Haryana and others

.....Appellants

Versus

Ram Niwas, Accountant, Central Jail, Hisar, Tehsil and District Hisar

.....Respondent

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

Present: Mr. Rohit Arya, AAG, Haryana.

P.B. BAJANTHRI, J. (Oral)

Short question for consideration in the present appeal is whether appellant can impose penal rent @ 300 % in view of the instructions issued by the State Government, whereas, relevant statutory rule for imposing penal rent provides for 50% penal rent. Therefore, executive order/instructions cannot not override statutory Rules. Thus, appellants have not made out a case so as to interfere with the orders passed by the Courts below.

Appeal stands dismissed.

**(P.B. BAJANTHRI)
JUDGE**

March 15, 2018.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.