

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

114

RSA-6475-2017 (O&M)
Date of Decision : 24.7.2018

Ramji Lal

....Appellant

vs.

Managing Director, Co-operative Societies, Haryana, Chandigarh and
others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.Vikrant Rana, Advocate
for the appellant.

AJAY TEWARI, J. (Oral)

CM-16705-C2017

For the reasons recorded, the application is allowed. Delay of
100 days in filing the appeal is condoned.

Main Case

This appeal has been filed against the concurrent judgments of
the Courts below dismissing a suit filed by the appellant in which he had
sought an injunction restraining the respondents from recovering any
amount from him on the plea that loan which had been taken duly paid by
him.

The case of the appellant was that he had proved that on the
date of his retirement he was intimated that a sum of Rs. 15,515/- was due
from him. He further proved that the amount was deducted from his leave
encashment. It was his averment that thereafter for five years no

communication was received from the respondent and now suddenly the respondents had descended upon him and informed him that a sum of Rs.66,000/- odd was due. Both the Courts below held that the appellant could not explain how and in what circumstances it was intimated to the respondent that a sum of Rs 15,515/- was due and how any amount still remained due after that it was deducted from his leave encashment.

Counsel for the appellant is not in a position to explain how the findings of the Courts below are flawed. The appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

24.7.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No