



**CM-INCOMP-1334-2024 in/and
CWP-6488-2013 1**

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

**(103) CM-INCOMP-1334-2024 in/and
CWP-6488-2013
Date of Decision : January 18, 2025**

Punjab State Power Corporation Limited .. Petitioner

Versus

Pal Singh and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amit Mehta, Advocate, for the applicant-petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

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Present application has been filed by the petitioner for recalling the order dated 12.03.2020, by which, the present writ petition was dismissed for non-prosecution.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the same is allowed. The order dated 12.03.2020 is recalled and the writ petition is restored to its original number and status and on the request of the learned counsel for the petitioner, the main writ petition is taken up for hearing today.

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1. In the present writ petition, the challenge is to the orders passed by the authorities under the Payment of Gratuity Act, 1972.



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2. On being asked to point out the perversity in the orders passed by the authorities concerned so as to grant the respondent-employee the gratuity as admissible to him under the Payment of Gratuity Act, 1972, learned counsel for the petitioner has not been able to point out any such perversity.

3. Learned counsel for the petitioner submits that certain deductions were to be made from the gratuity keeping in view the recoveries which are to be done from the respondent-employee.

4. On being asked to point out as to how and on what basis, the recovery is to be done, learned counsel for the petitioner has also not been able to point out any such material fact on record.

5. Keeping in view the above, no ground is made out for any interference by this Court in the present case. However, in case, the Corporation is entitled to recover any amount from the respondent-employee, they will be entitled to do so in case permissible under law by adopting proper procedure envisaged under law.

6. The present writ petition is dismissed accordingly.

January 18, 2025
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No