

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

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**CR-5515 of 2017 (O&M)
Date of decision: 31.08.2022**

Rajinder Singh

..Petitioner

Versus

PSEB and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Karan Singla, Advocate,
for the petitioner.

Mr. Abhilaksh Grover, Advocate,
for the respondents.

ANIL KSHETARPAL, J(Oral)

The petitioner has filed a suit for grant of decree of declaration claiming that the orders dated 19.05.2004 and 11.11.2005, by which minor penalty was imposed, are erroneous.

The suit filed by the plaintiff was dismissed on 06.05.2009, however, the First Appellate Court decreed his suit while setting aside the orders dated 19.05.2004 and 11.11.2005. The petitioner claims that he is entitled to the consequential benefits along with the interest. The Executing Court after examining the decree has formed an opinion that no interest has been awarded by the Court.

This Bench has heard the learned counsels representing the parties at length and with their able assistance perused the paper book.

The learned counsel representing the petitioner admits that the First Appellate Court while decreeing the suit did not order any payment of consequential benefit along with the interest. The law on this point is crystal clear. In absence of the relief granted, the remaining relief, if any, prayed for shall be deemed to have been declined by the Court.

In view of the aforesaid facts, no ground to interfere is made out.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

August 31, 2022
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(ANIL KSHETARPAL)
JUDGE

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