

389

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2651-1997(O&M)

Date of Decision: 06.10.2023

HARSAROOP MANN

.....Petitioner

V/s.

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present None the petitioner.

Mr. D.K. Singal, Addl. A.G., Punjab.

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioner by way of this Writ Petition has prayed for issuance of a Writ in the nature of *mandamus* directing the respondents to grant the petitioner the same relief which has been granted in CWP-3131-1981 decided on 22.07.1992 with all consequential benefits along with 18% interest.

2. The respondents have disputed the facts of the present case are not identical to the facts of the case as decided by the Court in the case (supra).

3. This Court is of the view that each case has to be decided on its facts which are culled out in the judgment. In view thereof, the prayer made by the petitioner cannot be accepted. In two cases, facts can never said to be identical. However, the question of law decided by the Court may have some application, but the said question of law has to be applied on the facts of the case. Considering that the facts of this case are different from the case decided by this Court (Supra) and no one has bothered to appear before

the Court on behalf of the petitioner in this old case of 1997, relief cannot be granted to the petitioner. Accordingly, the Writ Petition is **dismissed.**

4. All pending applications shall stand disposed of accordingly.

October 6, 2023
Ess Kay

[SANJEEV PRAKASH SHARMA]
JUDGE

<i>Whether speaking / reasoned</i>	:	<i>Yes/No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>