

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

105

RSA-2160-1992(O&M)
Date of Order:18.10.2023

State of Haryana

.Appellant

Versus

Kaptan Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Vibha Tewari, AAG, Haryana
Mr. Rahul Deswal, Advocate, for the respondents.

ANIL KSHETARPAL, J

1. In this appeal, the correctness of the concurrent findings of fact arrived at by the courts below is challenged by the State of Haryana (Defendant).

2. The respondent's (plaintiff before the trial court) suit for grant of decree of declaration that he was forced to resign has been decreed by both the courts below. While admitting the appeal for regular hearing, no interim order was passed in favour of the State.

3. The respondent was reinstated in service and he retired on 31.08.20212, on attaining the age of superannuation.

4. The learned counsel representing the State does not dispute the aforesaid factual position.

5. Keeping in view the aforesaid developments, it would not be advantageous to decide the appeal on its merits. After a period of three decades, a significant amount of time has passed, and there have been no complaints against the work and conduct of the respondent throughout this period.

6. With these observations, the appeal is disposed of.

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

October 18, 2023

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(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned

Whether reportable

:YES/NO

:YES/NO