

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

**RSA-2520 of 1992 (O&M)
Date of Order: 23.08.2023**

State of Haryana and others

.Appellants

Versus

Om Parkash

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Vibha Tewari, AAG, Haryana

ANIL KSHETARPAL, J

1. This appeal has been filed by the State of Haryana (defendants in the suit) to challenge the findings of fact arrived at by the First Appellate Court.

2. In substance, the respondent was reverted from the post of Forest Guard to the post of Peon which has been set aside by the First Appellate Court on the ground that no disciplinary proceedings were initiated against the respondent.

3. The learned counsel representing the State of Haryana admits that pursuant to the order passed by the Additional District Judge (First Appellate Court) the respondent continued to work as a Forest Guard till the date of his retirement. This court has also been informed that the respondent has also expired.

4. Now at this stage, even if the order passed by the First Appellate Court is to be set aside, the difference will be only with regard to quantum in the amount of family pension. The respondent retired as a Class-III employee.

5. In the facts of the case, this court does not find it appropriate to

interfere, at this stage.

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

August 23, 2023
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

:YES/NO

Whether reportable

:YES/NO