IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CM-2900-C-2017 &
CM-2901-C-2017 in/&
RSA-1214-2017 (O&M)

215 **Date of Decision :22.02.2023**

Treasury Officer, Rewari **...Appellant**

Versus

Kamla Devi and others **...Respondents**

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Ms. Vibha Tewari, AAG, Haryana.

Mr. Aditya Yadav, Advocate for respondent No.1.

Ms. Apoorva Arya, Advocate for
Mr. Jagmohan Ghumman, Advocate for respondents No.5 to 7.

* * *

Harsimran Singh Sethi, J. (Oral)

CM-2900-C-2017

The present application has been filed for condonation of delay of 15 days in filing the present appeal.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. Delay 15 days in filing the present appeal is condoned.

RSA-1214-2017 (O&M)

Present regular second appeal has been filed by the State of Haryana challenging the judgment and decree dated 08.11.2016 passed by the Lower Appellate Court to the effect that the relief granted is payable by all the defendants.

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Learned counsel for the appellant-State argues that husband of the respondent-plaintiff was the employee of the Government of Rajasthan and the appellant-State of Haryana has no role to play in the payment of any benefit, which fact has already come on record hence, the judgment and decree of the Lower Appellate Court dated 08.11.2016 to the effect that all the defendants are liable to pay the benefits for which, respondent-plaintiff was held entitled for, be modified accordingly.

Learned counsel for respondent No.1 submits that as per his instructions, judgment and decree in question has already been complied with and the payments have already been released in favour of the claimants-respondents-plaintiffs by the State of Rajasthan.

Learned counsel for the appellant-State submits that keeping in view the said fact that the payments have been released by the Government of Rajasthan in execution, the present regular second appeal may kindly be disposed of having been not pressed any further with liberty to revive the same in case any grievance subsists.

Ordered accordingly.

CM-2901-C-2017

Application is also disposed of

February 22, 2023 **(HARSIMRAN SINGH SETHI)**
aarti **JUDGE**

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

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