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RA-RS-68-C-2017 in
RSA-658-1995

Pepsu Road Transport Corporation, Patiala and another
vs.
Teja Singh

Present:- Mr. A.S. Pannu, Advocate for Mr. Vikas Singh, Advocate
for the review-applicant.

Mr. Vishal Moudgil, Advocate for non-applicant/respondent.

* * *

Present review application has been filed for reviewing the
order passed by a Coordinate Bench of this Court on 17.05.2017.

Learned counsel for the review-applicant submits that though,
there is no factual error in the judgment dated 17.05.2017 but the claim of
the appellant was accepted only on the ground that as per the judgment of
Hon'ble Supreme Court of India in **State of Punjab vs. Gurdev Singh AIR**
1991 SC 2510 even void orders are to be challenged within period of
limitation provided whereas, a Coordinate Bench of this Court while
deciding **RSA-174-1993** titled as **Sukhdev Singh vs. Punjab State and**
another on 09.02.2012 held that stoppage of increment is recurring loss and
will not covered by the objection of limitation.

Scope of review is very limited. In case review-applicant feels
that law applied in the present case by the Coordinate Bench is not correct,
the only remedy available is appeal and not the review petition. Review
petition can only be filed in case judgment is based upon incorrect facts.
Non-applicability of law, in the opinion of this Court, can only be
challenged in appeal and not by way of review. Hence, no ground to review
the order dated 17.05.2017 passed by a Coordinate Bench of this Court is
made out and the present review application is accordingly dismissed.

April 18, 2023

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AARTI SHARMA
2023.04.20 17:39
I attest to the accuracy and
authenticity of this document

(HARSIMRAN SINGH SETHI)
JUDGE