

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

2024:PHHC:000651

RSA-2496-1993
Date of decision: 05.01.2024

KULWANT SINGH ..Appellant

Versus

STATE OF PUNJAB & ORS. ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Jayanti Singla, Advocate
for Mr. Prateek Mahajan, Advocate
for the appellant.

Mr. Vikas Arora, AAG, Punjab.

ANIL KSHETARPAL, J(Oral)

1. In this regular second appeal, the plaintiff assails the correctness of the judgment and decree passed by the Courts below. Though, the trial Court partially decreed the suit, however, the First Appellate Court has dismissed the suit in entirety.
2. The learned counsel representing the appellant submits that in the year 1996, the services of the appellant were ordered to be regularized with effect from 01.04.1985 and thereafter, he has continued to serve the department as a regular employee and on attaining the age of superannuation, has already retired.
3. The learned counsel representing the appellant submits that the appeal is rendered infructuous, however, the benefits, which have already been granted to the appellant should not be taken away because of decision of the appeal.
4. The learned counsel representing the State of Punjab submits that once the appellant has retired and his services were regularized with effect from 01.04.1985, there is no occasion to withdraw the benefits.

5. With these observations, the appeal is disposed of.
6. All the pending miscellaneous applications, if any, are also disposed of.

January 05th, 2024

(ANIL KSHETARPAL)
JUDGE

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No