

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

210

RSA-1524-1994

Date of Decision:24.01.2024

RADHY SHAM

...APPELLANT

VERSUS

PUNJAB STATE CO-OPERATIVE SUPPLY & MARKETING
FEDERATION LTD.

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: None for the appellant.

Mr. Sandeep Vermani, Advocate and
Mr. Aditya Vermani, Advocate
for the respondent.

SUVIR SEHGAL, J.(ORAL)

1. Plaintiff-appellant is in second appeal before this Court challenging the judgment dated 23.11.1993 passed by the First Appellate Court, whereby judgment and decree dated 08.02.1991 passed by the Trial Court was set aside and the suit was dismissed.

2. Plaintiff had filed a suit for declaration to the effect that order dated 15.05.1989 by which he has been reverted from the post of Field Officer and recovery of Rs.90,273.70/- has been ordered to be effected, is illegal, null and void and for regularizing the suspension period.

3. Pursuant to the previous order, counsel representing the respondent has placed on record a copy of order dated 17.12.1998 to submit that the appellant has retired from service with effect from 31.12.1998 on attaining the age of superannuation.
4. The dispute had arisen during the service career of the appellant, who has since attained the age of superannuation. It seems that the appellant has lost interest in the litigation and is not coming forward to pursue it.
5. Dismissed for non-prosecution.

24.01.2024
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No