

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2024:PHHC:000226

RSA-1581-1994 (O&M)
Date of decision: 04.01.2024

STATE OF PUNJAB ..Appellant

Versus

HUKAM CHAND ..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikas Arora, AAG, Punjab.

Mr. Gurmeet Singh Saini, Advocate
for Mr. S.C. Chhabra, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

1. The learned counsel representing the State of Punjab admits that in view of the judgment passed by the Supreme Court in Civil Appeal No.773 of 1982, titled as “Ramji Dass Vs. General Manager, Punjab Roadways, Muktsar and others”, decided on 17.07.1984, the Traffic Manager was not competent to pass an order of penalty on the basis of alleged misconduct.
2. He submits that in view of the aforesaid judgment, there is no substance in the present appeal.
3. Hence, the appeal is dismissed.
4. All the pending miscellaneous applications, if any, are also disposed of.

January 04th, 2024 (ANIL KSHETARPAL)
Ay JUDGE

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