



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

208

RSA-2194-1997 (O&M)
Date of decision : 08.05.2024

The Principal, Kendriya VidyalayaAppellant

V/S

Ram Pal and othersRespondent

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Harsh Aggarwal, Advocate for the appellant.

Mr. Vikas Chatrath, Advocate for respondent No.1.

NAMIT KUMAR, J. (ORAL)

1. The appellant/defendant No.3 has filed the instant appeal against judgment and decree dated 09.04.1991 passed by learned Sub Judge Ist Class, Chandigarh, whereby a suit for declaration filed by respondent No.1/plaintiff has been decreed and judgment and decree dated 10.09.1996 passed by learned Additional District Judge, Chandigarh, whereby an appeal filed by the defendants (including the appellant) against the judgment and decree dated 09.04.1991 has been dismissed.

2. On the last date of hearing, it was submitted by learned counsel for the appellant that respondent No.1 has already retired, on attaining the age of superannuation, on 31.10.2018 as UDC/SSA and learned counsel for respondent No.1 had sought time to get instructions from respondent No.1.

3. Learned counsel for respondent No.1 submits that despite

his best efforts, he has not been able to get instructions from respondent No.1.

4. In this view of the matter, the instant appeal has been rendered infructuous as respondent No.1/plaintiff has already stood retired from service, on attaining the age of superannuation, on 31.10.2018 and the claim of respondent No.1/plaintiff before the Courts below was for regularization of his services and against his reversion.

5. Disposed of as having become infructuous.

6. Pending application, if any, shall stands disposed of accordingly

08.05.2024

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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No