

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

105

RSA-2770-1997 (O&M)
Decided on :24.01.2024

State of Haryana and othersAppellants
Versus
Satya Kirpal Aggarwal . . . Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

PRESENT: Mr. Harish Nain, AAG, Haryana.

Mr. Arihant Jain, Advocate and
Mr. Arun Jindal, Advocate for the respondent.

HARSIMRAN SINGH SETHI, J. (Oral)

1. The present regular second appeal has been filed challenging the judgment and decree dated 11.03.1997 passed by the Lower Appellate Court by which, the grant of benefit for the promotion was allowed in favour of the respondent-plaintiff.
2. There is no interim order passed in the present regular second appeal and the same is still pending before this Court from the last 27 years.
3. Learned counsel for the respondent-plaintiff submits that the respondent-plaintiff has since retired and the judgment passed by the Lower Appellate Court already stand executed.
4. Faced with the situation, learned counsel for the appellants-State submits that as the judgment of the Lower Appellate Court dated 11.03.1997 has already been complied with, the question of law raised in the present regular second appeal be kept open to be adjudicated in appropriate proceedings but, in case the judgment of the Lower Appellate Court has not been executed, liberty be given to the appellants to revive the present regular second appeal.

5. Keeping in view the above facts and circumstances, the present regular second appeal is disposed of having been not pressed any further with liberty to revive the same in case, the judgment and decree of the Lower Appellate Court has not been executed so far and any execution application is filed.

(HARSIMRAN SINGH SETHI)
JUDGE

24.01.2024
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No