

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205)

RSA-4333-1999

Date of Decision : April 29, 2024

Pepsu Road Transport Corporation Patiala and others**.. Appellants****Versus****Sarwan Singh****.. Respondent****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Anil Sharma, Advocate, for the appellants.

None for the respondent.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the appellants submits that the question of law raised in the present appeal is that whether, while passing an order in the disciplinary proceedings, in case a punishment is imposed and further ordering not to pay anything more than the subsistence allowance already paid during the suspension period, will amount to double jeopardy or not.
2. Learned counsel for the appellants further submits that the said issue is covered in favour of the appellants keeping in view the judgment of the Division Bench of this Court in ***RSA No.1114 of 1997 titled as Pepsu Road Transport Corporation Patiala and others vs. Prem Pal, decided on 06.03.2009.***
3. As no one has appeared on behalf of the respondent, nothing has come on record whether, the respondent is alive or not and whether the

judgments and decrees of the Courts below have been executed or not hence, keeping in view the said fact, learned counsel for the appellant prays that the present appeal may kindly be disposed of having been not pressed any further with liberty to revive the same in case any effort is made by the respondent-plaintiff to execute the judgments and decrees in appeal.

5. Ordered accordingly.

6. The trial Court is directed that in case the judgments and decrees have already not been complied with, no further action will be taken in the execution petition in case filed by the respondent-plaintiff, without the specific order from this Court.

April 29, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No