

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA-2321-2008 (O&M)
Reserved on: 14.11.2023
Date of decision: 18.01.2024

RAM SARAN ..Appellant
Versus
STATE OF HARYANA AND ANOTHER ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Balkar Singh, Advocate
for the appellant.

Mr. Jaspal Singh Pannu, AAG, Haryana.

ANIL KSHETARPAL, J.

1. The plaintiff (appellant) assails the correctness of the judgment and decree passed by the First Appellate Court. His grievance is that he has been awarded only arrears of pay along with interest @ 12% per annum w.e.f. 26.01.2001 to 11.07.2002.
2. In view of the judgment passed in RSA-1611-1995 between the same parties on even date, the appellant is not entitled to any interest as the order terminating his services has been upheld.
3. Sh. Ram Saran (plaintiff) was reinstated in service and has continued to serve the Department. Hence, acceptance of RSA-1611-1995, will not effect either his pensionary benefits or other benefits. The appellant shall not be entitled to recover the amount, which has already been paid to the plaintiff, however, no further payment on that account shall be payable.
4. The appeal is dismissed accordingly.
5. All the pending miscellaneous applications, if any, are also disposed of.

January 18th, 2024 (ANIL KSHETARPAL)
Ay JUDGE

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