

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

LPA-951-2023 (O&M)

Date of decision: 01.02.2024

Punjab State Power Corporation Limited and another

...Appellants

Vs.

Jagmohan Singh

...Respondent

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AMAN CHAUDHARY**

**Present: Ms. Promila Nain, Advocate,
for the appellants.**

Ritu Bahri, Acting Chief Justice

CM-2427-LPA-2023

1. For the reasons mentioned in the application, same is allowed and delay of 111 days in filing the appeal is condoned.

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2. The instant appeal, under Clause X of the Letters Patent Appeal, is against the judgment dated 28.02.2023 passed by the learned Single Judge of this Court, whereby petition (CWP-15218-2019) filed by petitioner-respondent has been allowed.

3. The petitioner-respondent, in the writ petition, was seeking quashing of the impugned orders dated 24.01.2018/02.02.2018 and 25.02.2019 (Annexures P-6 and P-8), whereby punishment of 10% cut in the pension of the petitioner-respondent for a period of five years, was

imposed and thereafter, his appeal against the said order was dismissed.

4. While allowing the petitioner, learned Single Judge had observed that the petitioner-respondent was not party to the initial checking of the meter and was member of the Standing Committee, which re-checked the meter and found that the same was tampered. The petitioner-appellant had not signed the checking report. He could not be held guilty of grave misconduct to invite punishment higher to the one awarded to Sukhwinder Singh. Reference was made to a judgment passed by the Division Bench of this Court in Chattar Singh vs. The Haryana Vidyut Prasaran Nigam Limited and others, 2002 (1) RSJ 97.

5. Learned counsel for the appellant-corporation has not been able to dispute the above fact as observed by the learned Single Judge.

6. After hearing learned counsel for the appellant and going through the contents of appeal, no ground is made out to interfere in the well reasoned judgment passed by learned Single Judge.

7. Resultantly, finding no merits, present appeal stands dismissed. Since the main appeal has been dismissed, all the pending applications stand disposed of.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

01.02.2024
ajp

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