

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(207)

RSA-794-2014 (O&M)

Date of Decision : April 10, 2024

Sarabjit Singh

.. Appellant

Versus

Pepsu Road Transport Corporation and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dhirinder Chopra, Advocate, for the appellant.

Mr. Aman Sharma, Advocate, for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-3278-C-2016

As prayed for, the application is allowed.

RSA-794-2014

1. Learned counsel for the appellant submits that the claim of the appellant before the trial Court was that certain increments, which were due to the appellant, have not been released whereas, the respondents had come with the plea that while passing an order of punishment against the appellant-plaintiff, the increments have been stopped hence, in the absence of any challenge to the order of punishment passed by the respondents, the increments cannot be released. Keeping in view the said statement of the respondents, the suit filed by the appellant-plaintiff as well as the appeal have been dismissed by the Courts below.

2. Learned counsel for the appellant further submits that he has instructions from the appellant that even if the punishments are upheld as they were never challenged, then as the punishments were of stoppage of increment without cumulative effect, on completion of punishment, the increments are liable to be restored, which has not been done and the appellant intends to file a representation claiming the restoration of the increment after the completion of the punishment and the respondents be directed to decide the said representation by passing an appropriate speaking order in a time bound manner.

3. Learned counsel for the respondents submits that in case any detail of the punishment, which has been imposed upon the appellant, is given, the same will be looked into as to whether, on completion of punishment, the increment has been restored to him or not and appropriate order will be passed within a period of eight weeks of the receipt of any such claim.

4. Learned counsel for the appellant submits that the present appeal may kindly be disposed of having been not pressed any further keeping in view the statement of learned counsel for the respondents.

5. Ordered accordingly.

April 10, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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