

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025:PHHC:058062



RSA-3247-1999 (O&M)
Date of decision: 03.05.2025

HARYANA STATE ELECTRICITY BOARD ..Appellant

Versus

M/S SHREE DIGVIJAY CEMENT ..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Anmol Dutt Sharma, Advocate
for the appellant.

ANIL KSHETARPAL, J(Oral)

1. The plaintiff assails the correctness of concurrent findings of fact arrived at by the Courts below while dismissing their suit for grant of decree of declaration. In fact, the plaintiff was required to file a suit for recovery, which was never filed. The amount paid by the appellant to the respondent has already been refunded, however, the plaintiff claims that the aforesaid amount was refundable with interest.

2. As already noticed, the plaintiff was required to file a suit for recovery. Now, the limitation for filing the suit for recovery has come to an end.

3. Dismissed.

4 All the pending miscellaneous applications, if any, are also disposed of.

May 03rd, 2025
Ayub

(ANIL KSHETARPAL)
JUDGE

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