

**RSA-4468-1999 (O&M)****-1-****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****(210)****RSA-4468-1999 (O&M)****Date of decision: - 29.04.2025****State of Punjab and another****....Appellants****Versus****Jagjit Singh****....Respondent****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Surya Kumar, AAG, Punjab
for the appellants.

None for the respondent.

VIKAS BAHL, J. (ORAL)

1. Respondent-plaintiff filed the suit for declaration in the year 1994 to the effect that he is entitled to original seniority as circulated by defendant No.2 vide letter dated 14.12.1988. The said suit was dismissed, however, the appeal filed by the respondent was allowed and the judgment of the trial Court was set aside and the suit of the plaintiff was decreed.

2. Vide order dated 17.04.2000, the operation of the judgment and decree dated 27.05.1999 was stayed and further proceedings before the Executing Court were also stayed. None had appeared on behalf of the respondent on the last date of hearing. It has been reported by the

**RSA-4468-1999 (O&M)****-2-**

Registry that the respondent had retired. None has appeared on behalf of the respondent even today.

3. Learned counsel for the appellants, on instructions from Baljinder Kaur, District Education Officer, Elementary Education, Sangrur, has submitted that as per the letter dated 29.04.2025, which has been handed over by counsel for the appellants during the course of arguments and is taken on record and has been marked as “Mark A”, apart from the fact that the respondent had retired, he has also died. It is further submitted that as per his instructions, the legal representatives of the respondent have neither approached the concerned office nor have filed any execution to seek the benefit of the judgment of the 1st Appellate Court and thus, in the said circumstances, the present appeal be disposed of at this stage but liberty be granted to the appellants to revive the same in case the legal representatives of the respondent approach the concerned office or file/pursue their execution.

4. In view of the above, the present appeal is disposed of, at this stage, with the aforesaid liberty.

5. Liberty is granted to the legal representatives of the respondent also to revive the present appeal in case any cause survives.

April 29, 2025
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No