

RSA-2364 of 1998 (O&M)

2026.PHHC:020870



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

RSA-2364 of 1998 (O&M)
Date of decision: 11.02.2026

Haryana State Electricity Board, Rohtak and others

.....Appellants

Versus

Som Nath

.....Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Anil Chawla, Advocate,
for the appellants.

Mr. Ashwani Talwar, Sr. Advocate,
with Ms. Pratiksha Sharma, Advocate,
Mr. Siddeshwar Hans, Advocate, and
Ms. Vaishnavi Sikka, Advocate,
for the respondent.

NAMIT KUMAR, J. (ORAL)

1. Instant Regular Second Appeal has been preferred by the defendants against the judgment and decree dated 14.01.1998, passed by learned Additional District Judge, Rohtak, vide which the judgment and decree dated 28.10.1997, passed by learned Civil Judge (Junior Division), Rohtak, has been set aside and suit of the respondent-plaintiff seeking mandatory and permanent injunction, stands decreed.

2. Learned counsel for the parties are *ad idem* that during the pendency of the present appeal and in terms of the interim order dated 26.07.2000, respondent-plaintiff was taken on duty w.e.f. 20.01.1998 as regular Peon against the post of Chowkidar and was promoted upto the

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post of LDC and retired as such on attaining the age of superannuation on 31.01.2020.

3. Learned counsel for the appellants, on instructions from Sitaram Mahentia, UDC, UHBVN, submits that on his retirement, respondent has been paid all the retiral dues amounting to Rs.17,04,547/- and is also getting regular pension. Since the appellant-plaintiff did not perform the duties in the intervening period, therefore, as per the principle of 'no work, no pay', he is not entitled for backwages.

4. In this view of the matter, since other reliefs have already been granted to the respondent-plaintiff, instant appeal is disposed of in above terms.

5. Pending application(s), if any, shall also stand disposed of.

11.02.2026
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No