



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

101

RSA-2594-1994

Decided on:07.04.2025

State of Punjab and others

... Appellants

Versus

Rajinder Singh Sehgal

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Surya Kumar, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

1. The respondent-plaintiff had filed the suit for declaration and injunction on 28.10.1988 to the effect that he is entitled to basic pay plus all the admissible dearness pay and allowances. The said suit was dismissed by the trial Court. The appeal filed by the respondent-plaintiff was allowed vide judgment and decree dated 21.05.1994 and the suit of the plaintiff was decreed. A perusal of the paperbook would show that there is no stay in favour of the appellant.

2. On 09.02.2024, a Coordinate Bench of this Court had been pleased to pass the following order:-

*“Present: Mr. Maninderjit Singh Bedi, Addl. A. G. Punjab
for the appellants.*

None for the respondent.

*Let the State counsel get instructions as to
whether the appellants are interested in pursuing the appeal
more particularly as this appeal was admitted and no interim
order was passed and as per office report, respondent has
retired in the year 1999.*

List on 24.04.2024.

09.02.2024”



3. Learned counsel for the appellants, on instructions from Sh. Avtar Singh, Principal has submitted that the respondent has retired and has died on 21.06.2018 and death certificate regarding the same has been handed over to the Court during the course of the arguments, which is taken on record as Mark-A. It is further submitted that the wife of the respondent has also died. Learned counsel for the appellants has submitted that in view of the same, present appeal be disposed of at this stage.

4. Keeping in view the abovesaid facts and circumstances, present appeal is disposed of at this stage.

07.04.2025

Mehak

*Whether reasoned/speaking?
Whether reportable?*

*Yes/No
Yes/No*

**(VIKAS BAHL)
JUDGE**