



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

204

**RSA-3809-1998 (O&M)
Decided on:04.08.2025**

State of Punjab and others

. . . Appellants

Versus

Radhey Raman Misra

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Surya Kumar, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

1. The respondent-plaintiff had filed suit for declaration to the effect that the order dated 21.05.1991 conveyed to the plaintiff vide endorsement No. E2(3) (3/88)-91-3111 dated 4/15.7.1991 passed by defendant No.2 vide which two increments were ordered to be withheld without cumulative effect is illegal and against law. The trial Court had decreed the suit and the appeal filed by the present appellants was dismissed.
2. A perusal of the paperbook would show that there is no interim order in favour of the appellants.
3. On 04.11.2024, this Court was pleased to pass the following order:-

*“Present: Mr. G. S. Bhinder, Advocate for
Mr. S. K. Chaudhary, Advocate
for the applicant-respondent.*

*Mr. P. S. Bhandari, AAG, Punjab
for the non-applicant/appellants.*

It has been brought to the notice of this Court that the respondent has died and has left behind a daughter and the service benefits of the deceased have already been granted to the said daughter. It has been further stated by the applicant that the said deceased had a married son, who had also expired and that there is no stay operating in favour of the State.



Accordingly, learned State counsel is directed to get instructions in the matter as to whether they wish to pursue the present appeal or not.

Adjourned to 18.11.2024.

To be shown in the Urgent List.

November 04, 2024”

4. Learned State counsel, on instructions of Mr. Arun Auditor, District Food and Civil Supplies, Gurdaspur, has submitted that the present appeal be disposed of at this stage but liberty be granted to the appellants to revive the present appeal, in case, any cause arises in future.

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

6. Pending miscellaneous applications, if any, shall stand disposed of with the abovesaid order.

04.08.2025

Mehak

*Whether reasoned/speaking?
Whether reportable?*

**(VIKAS BAHL)
JUDGE**

*Yes/No
Yes/No*