



RSA-3272-1999

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

RSA-3272-1999

Date of decision : 11.02.2025

Municipal Corporation, Faridabad

... Appellant

Versus

Parbhathi Lal

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Arvind Seth, Advocate
for the appellant.

Mr.Rakesh Gupta, Advocate
for the respondent.

VIKAS BAHL, J.(ORAL)

1. In the present case, the respondent had filed a suit for declaration and consequential relief of mandatory injunction in the year 1996 and the said suit was dismissed and it was observed that the plaintiff had failed to establish that he was ever appointed as Electrician and thus was not entitled to relief of promotion or regularization on the post of electrician. The respondent-plaintiff filed an appeal but the said appeal was allowed and the judgment and decree of the trial Court was set aside and the suit of the respondent-plaintiff was allowed and it was observed that the appellant was entitled to be designated as Assistant Electrician / Electrician.

2. On 27.08.1999, the Coordinate Bench of this Court was pleased to stay the operation of the judgment and decree passed by the Ist Appellate

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Court while issuing notice of motion. The Coordinate Bench of this Court on 23.08.2001 while admitting the matter had made the interim order absolute.

3. Learned counsel for the appellant has submitted that in view of the above, the present appeal be disposed of but liberty be granted to the appellant to revive the appeal in case the respondent comes and approaches the concerned office of the appellant-Corporation for seeking enforcement of the judgment of the Ist Appellate Court. Liberty be also granted to the appellant to revive the appeal in case any cause survives.

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

(VIKAS BAHL)
JUDGE

February 11, 2025.*Davinder Kumar*

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No