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C.A.No. 4303 OF 1999

.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp

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.....L.....I.....T.....T.....T.....T.....T.....T.....J.....

ITEM NO. 106 COURT NO. 5 SECTION IV

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 4303/1999

State of Punjab & Ors. .. Appellant (s)

Vs.

Kartar Singh .. Respondent(s)

(With Office report)

DATE : 28.2.2002 : This/These matter (s) was/were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For Appellant (s) : Mr. Inderbir Singh Alag, Adv.
Mr. Rajeev Sharma, Adv.

For Respondent (s) : Mr. P.P. Singh, Adv.

UPON hearing counsel the Court made the following
O R D E R

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.SP2

Mr. Inderbir Singh Alag, learned counsel argued from 11.00 a.m. to 11.10 a.m. The appeal is dismissed in terms of the signed order.

.SP1

Charanjit [Om Prakash]
Court Master

[Signed order is placed on the file]

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.PL55

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4303/1999@@
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State of Punjab & Ors. .. Appellants

Vs.

Kartar Singh .. Respondent

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.SP2

The High Court has relied upon the decision in Kesar Chand Vs. State of Punjab- 1988 (5) SLR 27 and the Government instructions which have been given retrospective effect to hold that the respondent is entitled to regularisation and benefit of pension or other terminal benefits. Though the contention advanced on behalf of the appellants may be correct that Kesar Chand's case (supra) may not be strictly applicable in the present case if really, the Government instructions have been given retrospective effect as noticed by the High Court, that view cannot be assailed of. We decline to interfere with the order made by the High Court. The appeal is, therefore, dismissed.

.SP1

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[S. RAJENDRA BABU]@@
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[P. VENKATARAMA REDDI]@@
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New Delhi,@@
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February 28, 2002@@
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