

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7477 OF 2014
(ARISING OUT OF SLP (C) No. 8178 of 2009)

STATE OF PUNJAB & ORS.

Appellant(s)

VERSUS

PRITAM KAUR

Respondent(s)

O R D E R

Leave granted.

The decree in favour of the respondent is one of promotion to the post of Research Officer along with consequential benefits.

Admittedly, the said relief has been granted.

The respondent

in execution of the decree claims promotion to the post of Assistant Director, which is a selection post.

The decree in his favour cannot be stretched to be one in perpetuity entitling him to the promotion to the higher post in the Department.

In that view of the matter, the High Court ought not to have understood the decree in the manner disclosed in the impugned order.

The impugned order, therefore, suffers from an error apparent on the face of the record.

We, therefore, set aside the same and allow the appeal.

Signature Not Verified

Digitally signed by

Meenakshi Kohli
Date: 2014.08.14
14:35:16 IST
Reason:

..... J.
(RANJAN GOGOI)

..... J.
(M. Y. EQBAL)

New Delhi;
August 05, 2014.
ITEM NO.12

COURT NO.11

SECTION IVB

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

Petition(s) for Special Leave to Appeal (C) No(s). 8178/2009

(Arising out of impugned final judgment and order dated 05/12/2008 in CR No. 6743/2008 passed by the High Court of Punjab & Haryana at Chandigarh)

STATE OF PUNJAB & ORS.

Petitioner(s)

VERSUS

PRITAM KAUR

Respondent(s)

(With interim relief and office report)
(for final disposal)

Date : 05/08/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE M.Y. EQBAL

For Petitioner(s) Mr. Jagjit Singh Chhabra, Adv.
Mr. Samir Bhalotra, Adv.
Mr. Kuldip Singh, Adv.

For Respondent(s) Mr. Rajiv Kumar, Adv.
Mr. Prabhoo Dayal Tiwari, Adv.
Mr. Dinesh Verma, Adv.
Mr. Subhasish Bhowmick, Adv.
Dr. Kailash Chand, Adv.

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

Leave granted.

The appeal is allowed in terms of the signed order.

(R.NATARAJAN)
Court Master

(SNEH LATA SHARMA)
Court Master

(Signed order is placed on the file)