

&
SLP(C)No. 1584 OF 2000

ITEM No.16

Court No. 8

SECTION IVB
A/N MATTER

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 (Civil) No.1584/2000

(From the judgement and order dated 26/05/1998 in CWP 8117/97
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF HARYANA & ANR

Petitioner (s)

VERSUS

SHANTI DEVI RAWAT & ANR

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for c/delay in filing SLP)

Date : 23/03/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.P. MISRA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Ms. Shubhangi Tuli, Adv.
Mr. Anil Grover, Adv.
Mr. Mahabir Singh, Adv.

For Respondent (s) Mr. Hari Shankar K., Adv.

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

.....L.....I.....T.....T.....T.....T.....T.J..
.SP2

Delay condoned.
Leave granted.

The appeal is disposed of in terms of the
signed order. There will be no order as to
costs.

.SP1

(K.K. Chawla)
Court Master

(V.P. Tyagi)
Court Master

[Signed order is placed on the file]

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2001
(Arising out of SLP (C) No.1584 of 2000)

STATE OF HARYANA & ANR

APPELLANTS

VERSUS

SHANTI DEVI RAWAT & ANR

RESPONDENTS

O R D E R@@
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.SP2

Delay condoned.
Leave granted.

This Court issued notice limited to the question whether the restoration of the appointment of the respondent should be treated as a fresh appointment from the date of retirement of Gurbachan Singh.

Since in the present case admittedly and fairly stated by learned counsel for the respondent No.1 that she became qualified only from the date of retirement of Gurbachan Singh, she cannot claim right for the past service. Hence, her appointment from the date of retirement of Gurbachan Singh would be treated as fresh appointment. Accordingly, the present appeal is disposed of with the aforesaid observations. There will be no order as to costs.

.SP1

.....J.
(A.P. Misra)

.....J.
(B.N. Agrawal)

New Delhi,
March 23, 2001.