

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(s).21930/2004

(From the judgement and order dated 26/02/2004 in CWP No. 13303/2002 of
The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

HARMESH SINGH

Petitioner(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

(With office report)

Date: 19/02/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE TARUN CHATTERJEE

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s) Mr. Harikesh Singh,Adv.

Mr. Kamal Mohan Gupta,Adv.

For Respondent(s) Mr. Manjit singh, AAG

Mr.T.V.George,Adv.

Mr. D.P. Singh,Adv.

Mr. Sanjay Jain ,Adv

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

RITU CHAWLA

(Khushi Ram)

Court Master

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2007

(Arising out of SLP (C) No. 21930 of 2004)

HARMESH SINGH

Appellant (s)

VERSUS

THE STATE OF HARYANA & ORS.

Respondent(s)

O R D E R

Leave granted.

This appeal is directed against the order of the Division Bench of the

High Court of Punjab and Haryana dismissing the appeal on the ground

that since the appellant had admittedly retired from service, no relief could be granted to him in the exercise of its powers under Article 226 of the Constitution of India. We are unable to agree with the view taken by the High Court that since the appellant had admittedly retired from the service, he was not entitled to relief which he had claimed for. In that view of the matter, we allow the instant appeal and set aside the impugned order and request the High Court to decide the matter expeditiously on merits and in accordance with law.

.....J.

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(TARUN CHATTERJEE)

.....J.

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(D.K. JAIN)

NEW DELHI

FEBRUARY 19, 2007