

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.7347-7350/2000

(From the judgement and order dated 03/02/1999 in CWP 1441/99,
11226/98,CWP 16940/98,CWP 7329/98 of the High Court of Punjab &
Haryana AT CHANDIGARH)

STATE OF PUNJAB AND ORS.

Petitioner (s)

VERSUS

DR. KEHAR SINGH(DEAD) BY LRS. & ORS.

Respondent (s)

(With Appln(s). for c/delay in filing SLP & substitution of L.Rs. of
the deceased respondent and c/delay in filing substitution appln. &
with prayer for interim relief)

Date : 27/09/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr.Sudhir Walia,Adv.
Mr. Rajeev Sharma,Adv.

For Respondent (s) Mr.IP Singh,Adv.
Mr. Pankaj Kalra,Adv.

UPON hearing counsel the Court made the following
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Delay condoned.
Leave granted.

The appeals are allowed in terms of the signed
order. The parties shall bear their own costs.

In view of the amended cause-title filed in
pursuance to Court's Order dt.5.8.2002, no orders are
necessary on the applications for substitution.

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[Naresh Kumar]
Court Master

[VP Tyagi]
Court Master

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CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 6380-6383 OF 2002@@
CC
[Arising out of SLP(C) Nos.7347-7350/2000]

State of Punjab & Ors. ...Appellants

Vs.

Dr.Kehar Singh(D) by LRs. & Ors. ...Respondents

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Delay condoned.
Leave granted.

The writ petitions filed by the respondents were allowed by the High Court in terms of the impugned judgement dated 3.2.1999 relying upon the decision of this Court in the case of Dr.Asa Singh. The decision of the@@
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case of Dr.Asa Singh was considered and explained in a@@
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later decision of this Court [State of Punjab & Ors. vs.@@
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Boota Singh & Anr. (2000 (3) SCC 733)]. In a similar@@
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matter the decision of the High Court was reversed and the writ petitions dismissed [See: State of Punjab & Anr. vs.@@
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JL Gupta & Ors. (2000 (3) SCC 736)]. The respondents@@
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herein are similarly placed. All of them retired from service prior to 31st March, 1985. The case is squarely covered against the respondents by JL Gupta's case, supra.@@
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In view of this state of affairs we allow these appeals, set aside the impugned judgment of the High Court and dismiss the writ petitions. The parties are, however, left to bear their own costs.

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.....J.
[Y.K. SABHARWAL]

.....J.
[H.K. SEMA]

New Delhi,
September 27, 2002.@@
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