

ITEM NO.10

COURT NO.11

SECTION IVB

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

Petition(s) for Special Leave to Appeal (Civil)...../2010
CC 12189/2010

(From the judgement and order dated 13/01/2010 in RSA No. 3801/2009
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF HARYANA & ANR

Petitioner(s)

VERSUS

DAYANAND & ORS.

Respondent(s)

IA NO.1(c/delay in filing SLP)

Date: 26/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Devinder Pratap Singh, Addl.Adv.Genl.
For Ms. Naresh Bakshi,A.O.R.

For Respondent(s)

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

This petition is directed against judgment dated 13.1.2010 passed by the learned Single Judge of the Punjab and Haryana High Court whereby he dismissed the second appeal preferred by the petitioners against the judgment and decree of the lower Appellate Court confirming the decree passed by the Trial Court for fixation of pay of respondent no.1 by taking into consideration his service with effect from 1.4.1985. The learned Single Judge opined that the concurrent

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finding recorded by the two Courts on the issue of the entitlement of respondent no.1, who is working as peon, to have his pay fixed by counting the service rendered in Vaish Girls Senior Secondary School with effect from 1.4.1985 was based on correct appreciation of the pleadings and evidence and no substantial question was involved in the second appeal.

We have heard Shri Devinder Pratap Singh, Additional Advocate General (Haryana), who has appeared on behalf of the petitioners and perused the record.

For last few years, this Court has been noticing that almost all the State Governments are filing frivolous special leave petitions in matters of little or no significance. Such cases consume substantial time of the Court, which can otherwise be devoted for dealing with genuine cases.

Before recording final order in the matter, we deem it proper to require the Law Secretary, Haryana to appear tomorrow and explain to the Court the

rationale of filing special leave petition in matters like the present one.

List the case on 27.8.2010.
at 10.30 A.M.

To be taken up

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master