

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CR-8678-2014

Date of decision: 13.1.2015

Harijan Co-operative Society (SCLO Harijan Society) through its
authorized signatory Sh. Pala Ram and Nanna Ram

..... Petitioner

Versus

M/s Nector Life Science Ltd. and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

PRESENT: Mr. Keshav Pratap Singh, Advocate for the petitioner(s).

R.P. NAGRATH, J. (ORAL)

Prayer in the instant petition filed under Article 227 of the Constitution of India is for setting aside the order dated 9.10.2014 (Annexure P-2) passed by the learned Additional District Judge, SAS Nagar Mohali, whereby appeal filed by respondent No. 1 was allowed by setting aside the order dated 21.12.2012 (Annexure P-1) passed by the learned Civil Judge (Junior Division), Dera Bassi, vide which the application filed by the plaintiff-petitioner(s) under Order 39 Rules 1 and 2 read with Section 151 of the Code of Civil Procedure (CPC) was allowed.

Learned counsel for the petitioner-Society *inter alia* contends that though the last installment was paid in the year 1967 but the sale deed in favour of the Society was executed in the year 1989,

therefore, to such a sale amended Rule 7 of the Nazool Lands (Transfer) Rules, 1956, would be applicable. It is further contended that the petitioner(s) would raise such contentions on merits of the case but after arguing for sometime, learned counsel for the petitioner(s) submits that the main case is fixed for evidence of plaintiff-petitioner(s) for 15.1.2015 and makes a prayer for disposal of the instant petition in terms of order dated 17.12.2014 passed by this Court in ***CR-8577-2014, (Harijan Co-operative Society (SCLO Harijan Society) through its members Vs. M/s Nector Life Sciences Ltd. and others).***

In view of the above, the instant petition is disposed of in terms of the above-stated order dated 17.12.2014, passed by this Court in ***CR-8577-2014.***

January 13, 2015
rishu

(R.P. NAGRATH)
JUDGE