

**330 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**RSA No. 2311 of 1990 (O&M)
Decided on : 22.07.2015**

The Faridabad Complex Administration, Faridabad

...Appellant

Versus

Chattar Singh (deceased) through his LRs

...Respondents

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present : Mr. Mohnish Sharma, Advocate
for the appellant.

Mr. Virender Kumar, Advocate
for LRs – respondents No. 1 to 7.

SHEKHER DHAWAN, J. (ORAL)

Learned counsel for the appellant took a plea that earlier proceedings were initiated on the basis of notice issued by the Faridabad Complex Administration under Section 50(2) of the Faridabad Complex (Regulation and Development) Act, 1971 and the Court of first instance, dismissed the suit for permanent injunction and the First Appellate Court accepted the appeal and thereafter, present Regular Second Appeal before this Court.

Learned counsel for the appellant fairly conceded that with the passage of time, new Act governing Faridabad Complex Administration has been enacted and notice afresh shall have to be issued to initiate the proceedings. Hence, he may be allowed to withdraw the present appeal with liberty to initiate the proceedings as per amended Act i.e. Haryana Municipal Corporation Act, 1994.

In view of above, present appeal stands dismissed as withdrawn with the aforesaid liberty.

July 22, 2015
'dk kamra'

**(SHEKHER DHAWAN)
JUDGE**