

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

RSA No.252 of 1989 (O&M)

Date of decision :15.7.2015

Municipality, Maur Mandi

....Appellant

versus

Lachhman Dass and another

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: None for the appellant.

Mr. V.K. Kataria, Advocate, for the respondents.

Rajesh Bindal, J.

The appellant-defendant is in appeal against concurrent findings of fact recorded by both the courts below, whereby the suit filed by the respondents/plaintiffs for perpetual injunction challenging recovery of tax for the years 1981-1982, for which notice was issued on 7.8.1985, was decreed.

Learned counsel for the respondents submitted that the claim being time barred when notice was issued, the same could not be recovered. In support of his arguments, he has placed reliance upon the judgment of this Court in Faqir Chand and others v. Municipal Committee, Sultanpur Lodhi and others, 1984 RLR 323.

As none has appeared for the appellant, the appeal is dismissed for non-prosecution.

(Rajesh Bindal)
Judge

15.7.2015

sharmila