

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

RSA-572-1989

Decided on : 28.01.2015

The State of Punjab and others

..... Appellants

VERSUS

M/s Sawdesh Kumar

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA

Present: Mr.Jagmohan Bansal, Addl.A.G., Punjab.

Mr.Arihant Goyal, Advocate, for the respondents.

RAJIVE BHALLA, J. (ORAL)

The appeal, in hand, has been filed by the State of Punjab, challenging judgments and decrees dated 03.09.1987 and 19.11.1988, passed by the Additional Senior Sub Judge, Bathinda and the Additional District Judge, Bathinda, respectively, decreeing the suit for permanent injunction and restraining the appellants from assessing, levying or recovering the loyalty for brick earth.

The controversy, in the present appeal, has already been answered against the State of Punjab in RSA-2376-1984 M/s Om Parkash Brick Kiln Owner, Jalandhar Vs. State of Punjab and others, decided on 19.09.2007.

Counsel for the State of Punjab is not in a position to distinguish the aforesaid judgment or put forth any argument in addition to the pleas already decided in the aforesaid judgment.

Consequently, the appeal is dismissed in terms of RSA-2376-1984 M/s Om Parkash Brick Kiln Owner, Jalandhar Vs. State of Punjab and others, decided on 19.09.2007. No order as to costs.

28.01.2015

Shamsher S. Sabharwal

**[RAJIVE BHALLA]
JUDGE**