

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

RSA No.76 of 1989 (O&M)

Date of Decision: August 19, 2015

Kulwant Rai

.... Petitioner

vs.

Municipal Committee

.... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. C.B. Goel, Advocate for the appellant.

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment?*
- 2. To be referred to the Reporters or not?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh J.(Oral)

Challenged in the present regular second appeal is the order dated 03.10.1988 passed by learned Addl. District Judge, Patiala, affirming the judgment and decree dated 31.01.1986 passed by Sub Judge, 1st Class, Rajpura, vide which the suit of the plaintiff-appellant for grant of permanent injunction restraining the defendant-Municipal Committee, Dera Bassi from interfering in any manner in the platform, measuring 8½x32-4" shown as 'ABCD' in the site plan and claimed to be the part of the house of the plaintiff, was dismissed.

A perusal of the judgments of both the courts below shows that only question of fact is involved, which has already been determined by both the courts below. No question of law much less substantial question of law arises in this case.

As such, there is no ground to interfere in concurrent findings of both the courts below.

Accordingly, the present appeal is dismissed.

August 19, 2015
sarita

(KULDIP SINGH)
JUDGE