

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

LPA No. 1113 of 2015 (O&M)

DATE OF DECISION : 29.07.2015

Gurgaon Club, Gurgaon

.... APPELLANT

Versus

Zila Parishad Gurgaon and others

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. P.R. Yadav, Advocate,
for the appellant.

* * *

SATISH KUMAR MITTAL, J. (Oral)

This intra-court appeal under Clause X of the Letters Patent has been filed against the interim order dated 16.07.2015 passed by the learned Single Judge, whereby an application (CM No. 8362-CWP of 2015 in CWP No. 8102 of 2015) filed by the appellant Club seeking direction to the Zila Parishad, Gurgaon, to de-seal the appellant Club has been dismissed, while passing the following order :-

*“No case for grant of the relief sought is made out.
Dismissed.”*

During the course of hearing, learned counsel for the appellant Club submits that the writ petition (CWP No. 8102 of 2015) filed by the appellant Club against the order of its eviction passed by the competent

authority under the Haryana Public Premises and Land (Eviction and Rent Recovery) Act, 1972, is pending consideration on September 03, 2015. He further submits that at least, the appellant Club be granted liberty to argue before the learned Single Judge on the date fixed in the main writ petition and make out a prima facie case regarding de-sealing of the appellant Club.

After hearing learned counsel for the appellant, we are of the view that the aforesaid prayer made on behalf of the appellant Club is reasonable one.

In view of the above, this appeal is disposed of with liberty to the appellant Club to raise the arguments and make out a prima facie case with regard to de-sealing of the Club by the Zila Parishad, Gurgaon, before the learned Single Judge on the date already fixed in the main writ petition.

(SATISH KUMAR MITTAL)
JUDGE

July 29, 2015
ndj

(HARINDER SINGH SIDHU)
JUDGE