

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

LPA No.1717 of 2015 (O&M)

Date of Decision: 01.12.2015

Gaurav & Ors.

... Appellants

VS.

MC Chandigarh & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE P.B. BAJANTHRI

1. Whether Reporters of local papers 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?

Present: Mr. APS Shergill, Advocate for the appellants

SURYA KANT, J. (Oral)

(1) This Letters Patent Appeal is directed against the order dated 05.11.2015 whereby learned Single Judge has very aptly resolved the controversy with regard to the construction of booths in place of temporary platforms/sheds raised in Sector 15, Chandigarh for the sale of second-hand books.

(2) Learned Single Judge has got the dispute resolved by conducting draw of lots in the Court itself so that the proposal achieves its object of improving the working conditions, quality of life, ambience and would also be in conformity with the concept and building byelaws of 'City Beautiful'.

(3) The order passed by the learned Single Judge, so far as the merits of the case are concerned, thus deserves approval and calls for no interference.

(4) As regards the unfortunate incident that happened at 3.00 p.m. and which constrained the learned Single Judge to make certain observations against Sh. APS Shergill Advocate, we have heard Sh. Shergill very passionately. We have no reason to doubt that the trivial issue would be given a decent burial no sooner Mr. Shergill will move an application for expunction of those remarks and the learned Single Judge will surely show his magnanimity. We request the learned Single Judge that having regard to the standing of Sh. Shergill and the fact that he is regretful for the avoidable events that took place inside the courtroom, the remarks which are likely to have adverse effect on Sh. Shergill's future prospects may be expunged.

(5) Disposed of.

(Surya Kant)
Judge

0112.2015
vishal shonkar

(P.B. Bajanthri)
Judge