

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

RSA No.2379 of 2013 (O&M)

Date of decision : 20.10.2015

M/s Alpha Components Pvt. Ltd.

...Appellant

Versus

Shish Ram and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Ms. Balpreet Kaur Sidhu, Advocate for the appellant.

Mr. Sharad Aggarwal, Advocate for respondent Nos.1 to 5.

Mr. Deepak Malhotra, Advocate for respondent No.6-UOI.

Mr. Ravi Partap Singh, Asstt. A.G. Haryana.

AMIT RAWAL, J. (Oral)

The present appeal has been filed by M/s Alpha Components Pvt. Ltd. against the judgment and decree of the trial Court dated 19.09.2011, whereby suit filed by the respondents-plaintiffs was decreed and appeal filed before lower Appellate Court was also dismissed.

Mr. Sharad Aggarwal, learned counsel appearing on behalf of respondents-plaintiffs submits, that though the appellants were not arrayed as defendants in the suit but the fact remains that since they were effected,

therefore, challenged the said judgment and decree, which was decreed. He further submits that during the pendency of the present Regular Second Appeal, Union of India who was arrayed as respondent No.6 in present RSA and defendant in the suit filed by the respondents-plaintiffs, has filed a separate suit challenging the judgment and decree dated 19.09.2011, therefore, no cause of action survives, once the judgment and decree dated 19.09.2011 is under challenge.

In view of aforementioned facts and circumstances, I do not deem it appropriate to keep the appeal pending.

Accordingly, same is dismissed.

However, appellant shall be at liberty to move appropriate application in the pending suit, in case his right is effected.

20.10.2015

pawan

**(AMIT RAWAL)
JUDGE**