

CR No.4870 of 2009 (O&M)

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

CR No.4870 of 2009 (O&M)

Date of decision:12.08.2016

The Estate Officer, HUDA and others

... Petitioners

Vs.

Puneet Kumar

... Respondent

CR No.4969 of 2009 (O&M)

Haryana Urban Development Authority and another

... Petitioners

Vs.

Chela Ram Khanduja and others

... Respondents

CR No.4321 of 2009 (O&M)

Haryana Urban Development Authority and another

... Petitioners

Vs.

Karta Ram

... Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Som Nath Saini, Advocate
for the petitioners -HUDA (in all the petitions).

Mr. Sandeep Kotla, Advocate
for respondents (in CR No.4969 of 2009).

Mr. Gaurav Rana, Advocate
for the respondents (in CR No.4321 and 4870 of 2009).

AMIT RAWAL J. (Oral)

This order of mine shall dispose of three revision petitions
bearing Nos.4870, 4969 and 4321 of 2009.

The aforementioned petitions have been filed on the premise

that appeal at the instance of the HUDA against the judgment and decree of trial Court, has been dismissed at the threshold being barred by law of limitation. Though the Lower Appellate Court had imposed the costs while condoning the delay but somehow as per the contents of the application, it could not be deposited.

It is in this background of the matter, the appeals were dismissed and there was no adjudication on merits. The appeals are directed to be restored and the Lower Appellate Court is directed to decide the appeals in terms of the observations given in **RSA No.2915 of 2012 titled as Estate Officer, Haryana Urban Development Authority, Kaithal & others vs. Smt. Nirmala Devi, decided on 12.08.2016** so that there is no disparity amongst the similarly situated class, as expeditiously as possible preferably within a period of 05 months from the date of receipt of a certified copy of this order.

Revision petitions stands disposed of subject to deposit of costs of ₹2,000/- in each case.

(AMIT RAWAL)
JUDGE

August 12, 2016
savita

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No