

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

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**CRM-24677-2016 in/and
CRM-M-17764-2016 (O&M)
Date of decision : 01.12.2016**

Mithan Lal

..... Petitioner

versus

Chandan Singh Duggal

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sandeep Verma, Advocate
for the petitioner.

Mr. Kartar Singh Malik-I , Advocate
for the respondent.

AJAY TEWARI, J. (Oral)

CRM-24677-2016

This is an application for placing on record reply on behalf of
respondent as well as annexure R-1 to R-3.

For the reasons recorded in the application, the same is allowed
and reply by way of affidavit has been filed and the same is taken on
record.

CRM-M-17764-2016

This petition has been filed by the petitioner against the
concurrent order of the Court below directing the petitioner to desist from
carrying on the business from place in dispute.

The respondent had filed a complaint saying that while
indulging in baking various types of clay pots the petitioner was causing
harmful pollution.

Both the Courts below having found this to be so banned the petitioner and directed him to remove the aawa from the area.

Learned counsel for the petitioner has argued under the pretext of this order the respondent may even stop the petitioner from marketing his wares.

Learned counsel for the respondent has fairly stated that as long as the petitioner does not conduct the process of making the pots etc. in the residential area and also removes the aawa, he would have no objection to him marketing his wares from the site in dispute.

With this clarification, this petition is disposed of.

Since the petitioner was enjoying the interim order he is granted 15 days more time to implement the order of the authorities.

December 01, 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No