

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

CWP No.17611 of 2014

Date of Decision:12.05.2016

**M/s Shree Laxmi Cargo Movers(Regd.), Main Bazar,
Machhiwara, Distt. Ludhiana Petitioner**

Vs.

The Oriental Insu. Co. Ltd. and others Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. K.S. Chawla, Advocate for the petitioner.

Mr. S.S. Sidhu, Advocate for respondent No.1.

RAKESH KUMAR JAIN, J.(Oral)

The petitioner has challenged the validity of order dated 25.10.2010 (Annexure P.14) passed by the Permanent Lok Adalat, Ludhiana, order dated 21.7.2011 (Annexure P.17) by which application filed by the petitioner for setting aside exparte order was dismissed and orders dated 28.3.2014 and 29.4.2014 (Annexures P.20 and P.21) of the Executing Court.

I have heard learned counsel for the parties. Counsel for respondent No.1 has submitted that if the petitioner is dissatisfied on account of being not heard by the Permanent Lok Adalat (PUS) before the impugned order Annexure P.14 was passed which is followed by the subsequent orders Annexures P.17, P.20 and P.21 then the said orders may be set aside and the case may be remanded back to the Permanent Lok Adalat (PUS), Ludhiana to decide the issue de-novo in the presence of the petitioner, in accordance with law.

Keeping in view the aforesaid statement made by learned counsel for the respondents, the orders Annexures P.14, P.17, P.20 and P.21 are hereby set aside and the matter is remanded back to the Permanent Lok Adalat (PUS), Ludhiana with a direction to decide the lis between the parties, de novo, in accordance with law, i.e. as per the procedure provided under the Statute. Parties are directed to appear before the Permanent Lok Adalat (PUS), Ludhiana on 1.6.2016.

May 12, 2016
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(RAKESH KUMAR JAIN)
JUDGE