

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

RSA No.4177 of 2016 (O&M)

Date of Decision: 19.08.2016

OM PARKASH

.....Appellant

Vs

MUNICIPAL COMMITTEE, FATEHABAD

....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. R.S. Mamli, Advocate
for the appellant.

RAJ MOHAN SINGH, J. (Oral)

[1]. Plaintiff is in second appeal in a suit for permanent injunction which was declined by the trial Court vide its judgment and decree dated 13.01.2014 and the same was affirmed with some modification by the lower Appellate Court vide its judgment and decree dated 02.03.2016.

[2]. The issue which was projected before the Courts below was in respect of claims of oustees from roadside of highway No.10. Policy of Rehabilitation and pursuant thereto allotments made in respect of number of oustees from the very original site of transacting business was raised in the suit.

[3]. Concededly, the issue involved herein was also the

subject matter in the bunch of appeals bearing RSA No.2098 of 2016 and other connected cases, which were decided by this Court vide order dated 17.05.2016.

[4]. Accordingly, in view of decision rendered in RSA No.2098 of 2016 and other connected cases, no interference is called for in this appeal. This appeal is accordingly dismissed in the same terms.

August 19, 2016

Atik

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No