

T.A. No. 17 of 2016

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In the High Court of Punjab and Haryana at Chandigarh

T.A. No. 17 of 2016
Date of Decision: February 10, 2016

Virender Kumar Malik

... Applicant

Versus

Malviya Shiksha Sadan and others

... Respondent

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH DHALI WAL

Present: Mr. Ravinder Singh Ravi, Advocate for
Mr. Vimal Singh, Advocate for the applicant.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant application has been filed under Section 24 of the Code of Civil Procedure for transfer of Appeal titled '**Principal Malviya Siksha Sadan Vs. Virender Kumar Malik**', pending in the Court of learned Additional District Judge, Sonapat to any other Court of competent jurisdiction.

I have heard learned counsel for the applicant and perused the record.

Learned counsel for the applicant contends that in a similar case, appeal filed by the respondent-School involving the same issue has already been allowed by the learned Additional District Judge, Sonapat before whom the appeal in the present case is pending, therefore, the applicant has

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apprehension that the learned Additional District Judge will decide the appeal against the applicant.

The said contention of learned counsel for the applicant is not tenable as the case on similar facts has already been decided by the concerned Court and in order to avoid any divergence in the decision, it would rather be in the interest of justice that the appeal in the present case should be heard by the same Court.

In view of above, no ground for transferring the appeal has been made out.

Dismissed.

February 10, 2016
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[Paramjeet Singh Dhaliwal]
Judge