

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

CRM-M-41556 of 2013.
Decided on:-31.08.2017.

Gurmail Singh.

.....Petitioner.

Versus

Jalandhar Development Authority.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. A.S. Gill, Advocate for the petitioner.

Mr. Ashish Grover, Advocate for the respondent.

HARI PAL VERMA, J.(ORAL)

Learned counsel for the petitioner states that the very complaint filed by the respondent under Sections 3, 5, 8, 9, 14(2), 15, 18 and 21 read with Section 36 of the Punjab Apartment Act and Property Regular Act, 1995 as well as Rules framed thereunder has been dismissed in default by learned Judicial Magistrate 1st Class, Jalandhar vide order dated 23.08.2017. Since the complaint has been dismissed, the present petition no more survives and is rendered infructuous.

In view of the fact that the complaint filed by the respondent has been dismissed in default, thus, as on date, there is no complaint pending against the petitioner. Therefore, the present petition is dismissed as infructuous.

However, in case the aforesaid complaint is restored, the petitioner shall be at liberty to revive the present petition.

August 31, 2017

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned:

Yes

Whether Reportable:

No