

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

FAO No.4289 of 2016 (O&M)

Date of Decision : 06.03.2017.

**The Punjab State Federation of Cooperative House Building Societies
Limited**

.....Appellant

Versus

ASC Builders Pvt. Ltd. and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Harit Sharma, Advocate for the appellants.

ARUN PALLI, J. (Oral)

Notice of motion.

Mr. Vishal Gupta, Advocate, present in Court, accepts notice on behalf of caveator/respondent No.1.

Caveat is discharged.

Learned counsel for respondent No.1 submits that the matter in issue is squarely covered by the judgment, dated 27.09.2016, rendered by this court in RFA No.3697 of 2016 (The Punjab State Federation of Cooperative House Building Societies Limited Vs. M/s Sharma and Associates and another), vide which, the appeal filed by the appellant was dismissed. And, that being so, it is submitted that this appeal too is required to be dismissed in the face of the decision of this Court.

The factual position as set out above is not disputed by learned counsel for the appellant.

Accordingly, the appeal is dismissed being covered by the decision of this Court in the case of M/s Sharma and Associates and another (supra).

06.03.2017

Manoj Bhutani

**(ARUN PALLI)
JUDGE**

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No