

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

RSA No.3271 of 2016
Date of decision :21.09.2017

Bharat Bhushan Sharma

...Appellant

Versus

Director Local Bodies Department Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rajeev Dev Sharma, Advocate
for the appellant.

ANIL KSHETARPAL, J. (Oral)

Plaintiff is in Regular Second Appeal against the concurrent findings of fact arrived at by the Courts below.

Plaintiff has filed a suit seeking declaration to the effect that Resolution No.55 dated 30.09.2009 passed by defendant Nos.3 and 4 and confirmed by defendant Nos.1 and 2 through which name of the plaintiff was removed from Legal Advisor to the Municipal Council, Sujanpur and defendant No.5 was selected as Legal Advisor, is illegal, null and void.

Learned trial Court after appreciating the evidence available on the file, has recorded the findings of fact that the resolution passed by defendant Nos.3 and 4 is in accordance with the procedure laid down.

Appeal filed by the plaintiff has also been dismissed, after re-appreciating the evidence available on the file.

Learned counsel for the appellant has tried to persuade me to take a different view on the ground that there is misreading of evidence.

However, learned counsel failed to point out any substantive misreading of

evidence.

For the reasons recorded above, I do not find any good ground to interfere with the concurrent findings of fact arrived at by the Courts below.

Hence, the appeal is dismissed.

21.09.2017
sheetal

(ANIL KSHETARPAL)
JUDGE

Whether Speaking/reasoned : Yes
Whether Reportable : No