

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CR-4531-2018

Date of decision : 07.09.2018

Greater Ludhiana Area Development Authority, Ludhiana (GLADA)

... Petitioner

Versus

M/s Damini Resorts and Builders Pvt. Ltd. Ludhiana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Ashish Grover, Advocate
for the petitioner.

AMOL RATTAN SINGH, J.(ORAL)

In response to the notice issued, Mr. Vishal Aggarwal, Advocate, appears for the respondent.

Learned counsel for the petitioner submits that, eventually, the impugned order, Annexure P-3, was passed only because it was held by the civil Court that it had no power to recall its order dated 31.05.2017 by which the petitioners' defence was struck off.

However he submits that as a matter of fact the written statement was filed along with the application seeking recalling of the aforesaid order.

That being so, the petition is allowed with the impugned order set aside. Subject to the petitioner paying costs of Rs.10,000/- to the respondent, the written statement shall be taken on record by the trial Court.

September 07, 2018.

D.K./dinesh.

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No