

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

RSA No.1626 of 2016 (O&M)

Date of decision : 21.09.2018

Municipal Corporation Faridabad

...Appellant

Versus

M/s Hyderabad Industries Ltd.

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.D. Bawa, Advocate for the appellant.

ANIL KSHETARPAL, J. (ORAL)

CM No.4495-C of 2016

For the reasons stated in the application, which is duly supported by an affidavit, delay of 23 days in filing the present appeal is condoned.

Application is allowed.

Main case

Learned counsel for the appellant has very fairly pointed out that the present appeal would be covered by the two decisions of this Court passed in RSA No.138 of 2012 decided on 19.02.2014 titled as Municipal Corporation, Faridabad Vs. M/s Continental Device India Ltd., as also RSA No.1576 of 2011, decided on 13.05.2014, titled as Municipal Corporation, Faridabad, Vs. M/s Whirlpool of India Limited.

Learned counsel for the appellant, however, pointed out that in

the present case, the respondent-company had constructed its own septic tanks. Construction of septic tanks is only for stopping the discharge of sludge in the municipal line but the filtered water flows into the drain.

In view of the judgments passed by this Court, referred to above, there is no occasion to take a different view.

Hence, the present Regular Second Appeal is dismissed in terms of the judgments, referred to above.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

21.09.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No