

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

101

RSA-1758-2015 (O&M)
Date of Decision : 06.09.2018

Manoj and others

..... Appellants

Versus

Municipal Corporation Gurgaon and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Rakesh Dhiman, Advocate
for the appellants.

Mr. Lokesh Sinhal, Advocate
for respondent No.1.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the concurrent judgments of the Courts below dismissing a suit for declaration filed by the appellants.

The case of the appellants was that they were in possession of 3 kanal 3 marlas of land as share holders and they challenged the mutation in favour of the Municipal Corporation, Gurgaon. Both the Courts below held that once the land had vested in the Municipal Corporation, Gurgaon, the appellants could not claim any right under the Village Common Land Act, 1961 and could not claim to be the owners as *hissedar* in view of the judgment passed in ***Municipal Committee, Sirhind Vs. Parshotam Dass 1996 (1) Apex Court Journal 624 (SC).***

Learned counsel has not been able to point out any contrary judgment.

Appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

September 06, 2018
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No