

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

108

RSA No.5862 of 2016 (O & M)
Date of Decision:06.07.2018

Sandeep Kumar

...Appellant

Versus

Municipal Committee Ratia

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.N. Pillania, Advocate
for the appellant.

ANIL KSHETARPAL, J.(Oral)

Plaintiff-appellant is in the regular second appeal against the concurrent findings of fact arrived at by the Courts below while dismissing the suit filed by the plaintiff against Municipal Committee Ratia directing to hand over possession of shop No.11 Main Bazar, Ratia, which was given on lease by way of open auction. It has come on record that the aforesaid open auction for giving the shop on lease had been cancelled by the Municipal Committee Ratia vide resolution Ex.D-4 dated 24.09.2000.

It is not in dispute that the aforesaid resolution has not been challenged by the plaintiff. In such circumstances, in the absence of challenge to the decision cancelling the auction, courts below have rightly concluded that no relief can be granted to the plaintiff.

In view thereof, there is no ground to interfere.

Regular second appeal is dismissed.

06.07.2018
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(ANIL KSHETARPAL)
JUDGE