

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

CWP No.23435 of 2019

Date of decision : 08.11.2019

**The Faridabad Ex. Sainik & Karamchari Co-op. House Building
Society Ltd.**

.... Petitioner

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY
HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Sushil Jain, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Addl. A.G., Haryana.

Mr. Bhupinder Ghai, Advocate
for respondent No.2.

Mr. Ankur Mittal, Advocate
for respondent No.3.

DAYA CHAUDHARY, J (ORAL)

Learned counsel for respondent No.3 submits that the statutory appeal is still pending for 28.11.2019 and the present petition has been filed only because of the reasons that stay order passed in favour of the petitioner has been vacated. Petitioner is at liberty to pursue the pending appeal.

Learned counsel for the petitioner submits that he will pursue the appeal, in case the interim order is passed in favour of the petitioner.

Keeping in view the submissions made by learned counsel for the parties and that admittedly the appeal is still pending, which is fixed for hearing on 28.11.2019, interim order was passed at the initial

stage in favour of the petitioner by the appellate authority on 09.04.2019 and same was vacated on 22.08.2019, the interim order passed on 09.04.2019 shall remain continue till the pendency of the appeal.

Accordingly, the present petition is disposed of.

(DAYA CHAUDHARY)
JUDGE

08.11.2019
Dinesh

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No