

Sr. No.494

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

RSA-438-1991 (O&M)

Date of Decision: 11.02.2020

FARIDABAD COMPLEX ADMINISTRATION

... APPELLANT

Versus

ANAND MOHAN KAPOOR.

... RESPONDENT

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None.

ARUN MONGA, J.(ORAL)

1. Challenge herein is to the judgment dated 22.10.1990 passed by the First Appellate Court.

2. Suit filed by plaintiff (respondent herein) for permanent injunction restraining the defendant from demolishing property was dismissed by the trial Court vide judgment dated 21.09.1989. Thereafter, plaintiff (respondent herein) filed appeal against the judgment dated 21.09.1989 and learned First Appellate court reversed the decision of the trial court and the appeal filed by the plaintiff-appellant was allowed.

3. By way of this appeal, appellant/defendant has challenged the findings of First Appellate Court. No interim order was passed in favour of the appellant/plaintiff at the time of admitting appeal.

4. It seems that by sheer efflux of time for the past more than 30 years, the appellant has either lost interest or even otherwise, the relief sought by him has been rendered infructuous.

5. Be that as it may, the appeal is disposed of as infructuous with liberty to file an appropriate application in case any cause of action still survives.

11.02.2020
Sonu

(ARUN MONGA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No