

Sr.No.499

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

RSA-599-1991 (O&M)

Date of Decision: 11.02.2020

MARKET COMMITTEE RAIKOT AND OTHERS

... Appellants

Versus

KRISHAN KUMAR AND OTHERS

.. Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None.

ARUN MONGA, J.(ORAL)

1. Challenge herein is to the judgments dated 04.11.1988 and 08.11.1990 passed by the trial court and First Appellate Court respectively.

2. Suit had been filed by plaintiff (respondent herein) for mandatory injunction restraining the defendant from realising Rs.16,883/-. It was decreed by the trial Court vide judgment dated 04.11.1988. Defendant (appellant herein) filed appeal against the judgment dated 04.11.1988 and learned First Appellate court upheld the decision of the trial court and the appeal filed by the plaintiff-appellant was dismissed accordingly.

3. By way of this appeal, appellant/plaintiff has challenged the findings of trial court and First Appellate Court. No interim order was passed in favour of the appellant/plaintiff .

4. It seems that by sheer efflux of time for the past more than 29 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
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(ARUN MONGA)
JUDGE

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