

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

CR-2718-2020(O&M)

Date of decision: 23.12.2020

MUNICIPAL COUNCIL AND OTHERS

.....Petitioners

Versus

M/S D.S.ENTERPRISES

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Raman B Garg and
Ms. Gitanjali Chhabra, Advocates for the petitioners

ANIL KSHETARPAL, J. (ORAL)

Municipal Council-Charkhi Dadri has filed this revision under Article 226 of the Constitution of India for setting aside interim order dated 19.10.2020 passed by learned Additional District Judge, Charkhi Dadri, in a pending appeal. The interim order has also been extended from time to time.

The plaintiff-respondent filed a suit alongwith an application for passing a decree of mandatory injunction directing the Municipal Council to extend the period of contract for installing hoardings within the jurisdiction of the Municipal Council, for a further period of 5 years, after the expiry of initial term. The Municipal Council has already invited tenders and opened the same. It has been noticed by the learned Trial Court that the Municipal Council has received highest bid from Sh. Sudhir Gahlot for a sum of Rs.13.95 lacs per annum. Whereas the plaintiff-respondent was given tender for installing hoardings within the jurisdiction of the Municipal Council, at the rate of

Rs.5.15 lacs per annum for the year 2015.

Keeping in view the fact that the appeal filed by the respondent is pending before the First Appellate Court and now the case is fixed for 08.01.2021, therefore, it is considered appropriate to request the learned First Appellate Court to take up and decide the pending appeal on 08.01.2021 or within a week thereafter positively.

With these observations, the revision petition is disposed of.

23.12.2020
rekha

(ANIL KSHETARPAL)
JUDGE

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