

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

**RFA No.3878 of 2019 (O&M)
Date of decision :27.05.2020**

Shri Mata Mansa Devi Shrine Board ... Appellant(s)

Versus

Pitambar Purshotam (deceased) through his LRs and others ... Respondents

CORAM : HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Pritam Singh Saini, Advocate,
for Shri Mata Mansa Devi Shrine Board.

Mr. Shoaib Khan, Advocate
Mr. M.K. Chauhan, Advocate
Mr. P.C. Dhiman, Advocate
Mr. M.L. Sharma, Advocate
Ms. Meenakshi Sharma, Advocate
Mr. Anuj Sharma, Advocate
Mr. Sandeep Gehlawat, Advocate
Mr. Vinod Kumar, Advocate
Mr. D.K. Singal, Advocate
Mr. Rajan Gupta, Advocate
Mr. P.L. Singla, Advocate
Mr. S.K. Loura, Advocate
Mr. S.K. Sharma, Advocate
Mr. Aditya Grover, Advocate
Mr. Ranjit Saini, Advocate
Ms. Kuldeep Kaur, Advocate
Mr. Adarsh Jain, Advocate
Mr. S.S. Kaliramna, Advocate
Mr. Akash Sridhar, Advocate
for Mr. Sonu Giri, Advocate and
for Mr. M.S. Kundu, Advocate, for the landowners.

Mr. Sudeep Mahajan, Addl. A.G., Haryana
Mr. Abhinash Jain, AAG, Haryana,
Ms. Vibha Tiwari, AAG, Haryana, for the State.

Mr. Sunil Kumar Sharma, Sr. Panel Counsel, for Union of India.

G.S. Sandhawalia, J.

CM-9683-CI-2019

Application under Order 1 Rule 10 read with Section 151 CPC, read
with Chapter 1-C, Rule 2 Vol.5 of the Punjab and Haryana High Court Rules &
Orders for permission to file appeal on behalf of the appellant Shri Mata Mansa
Devi Shrine Board has been filed.

It has been averred that it is the applicant-appellant who is actually the beneficiary of the acquired land which was handed over to the applicant-appellant by the Government after acquisition and the appellant has made the payment of compensation to the landowners, therefore, the applicant is the necessary party and has a right to file the instant appeal.

Accordingly, in view of the averments made, duly supported by the affidavit of Chief Executive Officer of the applicant-appellant Shrine Board, the application is allowed and the applicant-appellant is permitted to file the instant appeal as appellant.

CM stands disposed of.

Main case

The appeal is disposed of in terms of detailed judgment of even date passed in RFA No.1817 of 2019 titled as “**The Akash Cooperative Group Housing Society Ltd.-II Vs. State of Haryana & others**”.

27.05.2020
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(G.S. SANDHAWALIA)
JUDGE

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