

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

CWP-13866-2013

Date of decision: 12.03.2020

M/s Clutch Auto Limited

.....Petitioner

versus

Employees Provident Appellate Tribunal and others

....Respondents

CWP-13873-2013

M/s Clutch Auto Limited

.....Petitioner

versus

Employees Provident Appellate Tribunal and another

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Sanjay Majithia, Senior Advocate with
Mr. Inderjeet Singh, Advocate
for the petitioner.

Mr. Sandeep Goyal, Advocate
for respondent No.2.

GIRISH AGNIHOTRI, J. (Oral)

This order shall dispose of two writ petitions i.e. CWP Nos.13866 and 13873 of 2013. For ready reference, facts have been taken from CWP-13866-2013.

Petitioner-M/s Clutch Auto Limited had filed the present writ petition *inter alia* with a prayer to set aside the order dated 25.04.2013 (Annexure P-1), passed by the Appellate Tribunal in appeal bearing ATA

No.228(16) 2013.

Pleaded case of the petitioner was that the petitioner had been directed to pay Rs.50,00,000/- out of the amount determined by respondent No.2. It was further prayed that respondent No.2 be directed not to initiate any coercive action in pursuance to order dated 25.04.2013.

Notice of motion in this case was issued on 03.07.2013 and operation of the award was stayed by this Court.

On resumed hearing of the case, learned Senior Counsel has submitted that during pendency of the present writ petition, the petitioner-Company has gone into liquidation and official liquidator has been appointed, who has taken over the assets of the company.

Meanwhile, learned counsel for respondent No.2 further submits that the main appeal i.e. ATA No.228(16) 2013, has since been dismissed on account of non-prosecution on 06.05.2019.

In view of the above, this Court is of the view that no further orders are called for in the present writ petitions.

Accordingly, the present writ petitions are disposed of as having become infructuous.

(GIRISH AGNIHOTRI)
JUDGE

12.03.2020

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Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No