

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

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LPA-800-2021 (O&M)

Date of decision : 21.09.2021

Uttar Haryana Bijli Vitran Nigam Ltd.

.... Appellant

Vs.

Surinder Kumar Makkar and Others

....Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MRS. JUSTICE ALKA SARIN**

Present: Mr. Chetan Mittal, Sr. Advocate, with
Mr. Samir Malik and Mr. Udit Garg, Advocates,
for the appellant.

Mr. Sanjeev Sharma, Sr. Advocate, with
Mr. R.Kartikeya, Advocate, for the caveator-respondent No.1.

AJAY TEWARI, J. (ORAL)

This Letters Patent Appeal has been filed against the order dated 12.07.2021 of the learned Single Judge staying further proceedings against respondent No.1.

At the very outset, learned Senior counsel appearing for the appellant states that there was some material which could not be placed before the learned Single Judge but which has been placed before this Bench.

Mr. Sanjeev Sharma, Sr. Advocate, assisted by Mr. R.Kartiekyia, Advocate, has also very fairly stated that the entire material was not before the learned Single Judge.

Both the learned Senior counsel are agreed that the impugned order be set aside and the appellant will file its written statement along with

all the material before the learned Single Judge on or before 01.10.2021 with an advance copy to the opposite side. Thereafter, respondent No.1 would file replication, if require, on or before 06.10.2021 with a copy in advance to the learned counsel for the appellant and the matter would be placed before the learned Single Judge on 11.10.2021 so that fresh order can be passed after considering the entire material.

Ordered accordingly.

Appeal stands disposed off.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed off.

**(AJAY TEWARI)
JUDGE**

September 21, 2021
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**(ALKA SARIN)
JUDGE**

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO