

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

117 (PROCEEDINGS THROUGH V.C.)

LPA No.973 of 2021 (O&M)
Date of Decision: October 13th, 2021

Ram Dayal

...Appellant

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present: Mr. Mohit Garg, Advocate
for the appellant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

We have gone through the impugned order dated 31.08.2021 passed by the learned Single Judge in the writ petition preferred by the appellant dismissing the same on the ground that the correct and detailed facts had not been disclosed and rather there was an intentional effort on the part of the petitioner to withhold information from the Court. Thereafter it was also mentioned in the light of the fact that he had earlier preferred two suits, where he had failed to obtain injunctions, that he had filed the writ petition without disclosing the said fact leading to the conclusion that the petitioner has attempted to indulge in forum shopping. These findings, even if we take note of the application, which has been filed for leading additional evidence, wherein both the suits have been appended, we do not find ourselves in a position to not accept the findings recorded by the learned Single Judge. However, keeping in view the fact that the appellant is an ex-serviceman and an old man, we take a sympathetic view and reduce the costs as imposed by the learned Single Judge from ₹1,00,000/- to ₹50,000/-.

The appeal stands dismissed with above limited relief granted to

the appellant.

In the light of the dismissal of the appeal, all pending applications also stand disposed of as infructuous.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

October 13th, 2021
Puneet

**(ASHOK KUMAR VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No