

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

CR-1793-2021 (O&M)

Date of decision: 21.11.2022

Sanjay Kumar and others

....Petitioners

Versus

Haryana Urban Development Authority and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: None for the petitioners

Mr. Som Nath Saini, Advocate for
Mr. Arvind Seth, Advocate for respondent no.1 and 2

ANIL KSHETARPAL, J (Oral)

Case has been called out twice. Learned counsel representing the petitioners has chosen not to enter appearance. Even on 04.11.2022, the position was not different.

This Court has gone through the paperbook and particularly, the impugned order.

During the pendency of the first appeal, the First Appellate Court has allowed the application filed by the respondents to produce the following documents in additional evidence:-

“(a) Haryana Govt. Notification dated 10.01.1983; (b) Rapat Roznamcha dated 09.10.2003; and (c) Award statement of Award No.8 to be read as part of Additional Evidence exhibited as AW/2.”

The Appellate court has allowed the application as it would help the court in pronouncing the judgment fairly and reasonably.

In the revision petition, it has been contended that the title

of the property is not in dispute and the suit for grant of decree of permanent injunction is required to be decided. It may be noted here that Haryana Shehri Vikas Pradhikaran (previously known as Haryana Urban Development Authority) claims that the suit land was acquired in accordance with the provisions of the Land Acquisition Act, 1894. It is for that purpose that the documents referred to above have been permitted to be produced in the additional evidence. All the documents that are permitted to be produced by the First Appellate Court are the public documents. Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

21.11.2022

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE