

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

CWP-3957-2012 (O&M)

Date of decision: 31.08.2023

Mohan Lal

.....Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- None for the petitioner.

Ms. Akshita Chauhan, DAG, Punjab.

Mr. H.P.S. Ghuman, Advocate
for respondents No.2 and 3.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the impugned order dated 12.11.2009 (Annexure P-5) passed by respondent No.3 and order dated 13.09.2011 (Annexure P-7) passed by respondent No.4 dismissing the appeal of the petitioner against the order passed by respondent No.3 being illegal, arbitrary and against the provisions of the M.C. Act.

Learned counsel for respondents No.2 and 3 has submitted that this Court vide order dated 11.01.2016 observed that there was no representation on behalf of the petitioner and thus, on the assertion of learned counsel for respondents No.2 and 3, the interim order dated 02.03.2012 was modified to the extent of granting stay to the effect that petitioner would deposit 50% of the amount assessed without prejudice to his rights in the petition. The case was adjourned thereafter. However, on

03.03.2016, the petitioner asserted that he had made the entire payment and thus, the order dated 11.01.2016 be recalled. However, learned counsel for respondents No.2 and 3 filed the application after verification that the statement made regarding payment of the entire amount was factually incorrect. However, thereafter the petitioner was not being represented. Perusal of the interim orders would show that on 21.01.2020, petitioner was not represented by anyone and thereafter, the case was adjourned on 12.05.2022. Again on the said date, no one was present. Thereafter, the case came up for hearing on 28.10.2022 and no one was present on behalf of the petitioner. Same is the position today. It appears that the petitioner is not interested in pursuing the case.

In view of the above, present petition is dismissed for non-prosecution.

(RAJESH BHARDWAJ)
JUDGE

31.08.2023
m. sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No