

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(268)

CR No. 3255 of 2022 (O&M)

Date of Decision : 27.02.2023

Dakshin Haryana Bijli Vitran Nigam, Mewat and another

...Petitioners

Versus

Akhtar Hussain

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.S. Longia, Advocate for the petitioners.

Mr. Arjun Atri, Advocate for the respondent.

Harsimran Singh Sethi J. (Oral)

CM-10025-CII-2022

Application is allowed, as prayed for.

CR No. 3255 of 2022

In the present civil revision petition, the challenge is to the order dated 24.11.2017 (Annexure P-3) passed by the Permanent Lok Adalat by which, the dispute between the parties with regard to allotment of tube-well connection and the charges to be recovered for the same, has been adjudicated on merits and a direction has been given not to change the seniority of the respondent and to charge a particular amount from the respondent.

Learned counsel for the respondent concedes the factum that

the Lok Adalat cannot pass an order on merit as only the civil court can

decide the issue between the parties on merits.

Keeping in view the fact that the respondent has conceded that the impugned order dated 24.11.2017 (Annexure P-3) is beyond the jurisdiction of the Permanent Lok Adalat, the impugned order dated 24.11.2017 (Annexure P-3) is set-aside and the case is directed to be decided by the competent court of law on merits in case, there is no compromise arrived at between the parties.

Civil revision petition is disposed of in above terms.

CM-10026-CII-2022

As the present civil revision has been disposed of, the present applications also stand disposed of.

February 27, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No