

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

RSA-4541 of 2018 (O&M)  
Date of Order: 01.08.2023

Indrawati

.Appellant

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikram Sheoran, Advocate, for the appellant.  
Mr. Jaspal Singh Pannu, AAG, Haryana

ANIL KSHETARPAL, J

1. On 20.02.2019, the following order was passed:-

“CM-12058 &12059-C-2019

*Heard on the application for condonation of delay  
of 17 days in filing and 9 days in refiling the appeal.*

*In view of the facts mentioned in the applications  
supported by affidavits, the same are allowed. Delay of  
17 days in filing and 9 days in refiling the appeal is,  
hereby, condoned.*

RSA-4541-2018

*Learned counsel for the appellant submits that as  
per the order passed by the Courts below the appellant is  
to approach the appropriate authority under the Haryana  
Panchayati Raj Act. However, the suit of appellant was  
decided on merits and in the event of appellant  
approaching the appropriate authority, the findings of  
Civil court will come in the way.*

*Notice of motion for 10.07.2019.”*

2. The learned counsel representing the appellant submits that he  
is restricting his prayer noticed in the order dated 20.02.2019.

3. This Bench has heard the learned counsels representing the

parties at length and with their able assistance perused the paper book.

4. Once the courts have held that the civil court has no jurisdiction, any observations made in the impugned judgments shall not be construed as final expression on the merits of the case once the appellant files an appeal before the appropriate authority.

5. With these observations, the appeal is disposed of.

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

August 01, 2023  
*nt*

(ANIL KSHETARPAL)  
JUDGE

|                           |         |
|---------------------------|---------|
| Whether speaking/reasoned | :YES/NO |
| Whether reportable        | :YES/NO |