

**Daily Lok Adalat****Bench No.4**

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RSA-1771-2002 (O&M)**MUNICIPAL COUNCIL, SAS NAGAR MOHALI V/S CALCOM VISION LTD.**

Present:- Mr. G.C. Garg, Advocate with
Mrs. Satvir Kaur, Superintendent
Mr. Hiteshwar Singh (legal clerk)
for the appellant.

Mr. Cyrus Chauhan, Advocate &
Mr. Harmanbir, Advocate for
Mr. M.K. Dogra, Advocate
for the respondent.

Plaintiff-respondent filed suit against defendant-appellant-Municipal Corporation, Mohali, claiming relief in rate of octroi. The trial Court dismissed the suit but First Appellate Court vide judgment dated 02.01.2002 allowed the first appeal and granted limited relief to the plaintiff holding that the plaintiff is entitled to refund of 50% of the octroi paid by it during the pendency of the appeal from 18.04.2001 to 18.10.2001 i.e. for limited period of 6 months only.

Notice issued to respondent for appearance before Lok Adalat was received unserved with the report that no company of this name exists at the given address. Counsel for the respondent has also stated that he is not in contact with the respondent. Counsel for both the parties are also not aware of the amount or even the approximate amount for which the relief has been granted by the First Appellate Court.

In view of the aforesaid, no useful purpose would be served by keeping this appeal pending, which is already more than two decades old.

Resultantly, this appeal is ordered to be consigned to record and is deemed to have been disposed of and may be got revived by the appellant by moving appropriate application, if so desired.

(K.C. GUPTA)
PRESIDENT

(L.N. MITTAL)
MEMBER