



IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

RSA No.1575 of 1998 (O&M)  
Date of decision: 10.05.2024

Municipal Corporation, Faridabad  
.....Appellant  
Versus  
Partap Singh and others  
.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Anil Chawla, Advocate for the appellant.

NAMIT KUMAR J. (Oral)

The appellant has filed the instant appeal against the judgment and decree dated 31.08.1994, passed by the learned trial Court whereby the suit for declaration filed by the plaintiffs/respondents has been allowed and the judgment and decree dated 24.10.1997, passed by the learned Appellate Court, whereby the appeal preferred by the appellant against the aforesaid judgment and decree dated 31.08.1994, has been dismissed.

Learned counsel for the appellant, on instructions from Mr. Ajay Dua, Assistant in the office of Municipal Corporation, Faridabad, submits that the plaintiffs/respondents were further promoted and they all have retired from service during the pendency of the present appeal. The date of retirement of all the plaintiffs/respondents, is as under:-

| Sr. No. | Name         | Date of retirement |
|---------|--------------|--------------------|
| 1       | Partap Singh | 30.09.2002         |
| 2       | Jeet Ram     | 31.03.2023         |
| 3       | S.S. Singla  | 30.04.2017         |
| 4       | Raman Kumar  | 31.10.2022         |
| 5       | Om Parkash   | 28.02.2017         |



A perusal of the file shows that although the appeal was admitted, however, there was no stay with regard to implementation of the judgments and decrees passed by the Courts below.

Learned counsel for the appellant submits that at present, he shall not press the instant appeal, however, liberty may be granted that in case any execution is filed by any of the plaintiff, the appeal may be revived and decided on merits.

Disposed of with aforesaid liberty.

(NAMIT KUMAR)  
JUDGE

10.05.2024  
*yakub*

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