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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

INCOMP-2856-2024
Case type: FAO
Date of decision: 09.12.2024

Ramandeep Kaur and others ...Appellants
Versus
Vinod Kumar and others ...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Amit Bansal, Advocate for
Mr. Rajeev Godara, Advocate for the appellants.

VIKAS BAHL, J. (ORAL)

1. Learned counsel for the appellants has relied upon the order dated 04.12.2024 passed by a Coordinate Bench of this Court in INCOMP-8066-2024 titled as “Rajpal Vs. Faggu Ram and others”, which reads as under:-

“INCOMP-8066-2024
RAJPAL VS FAGGU RAM AND ORS
Present: Mr. Rajesh Goyal, Advocate for the appellant.

*Learned counsel for the appellant seeks time so as to remove the objection as raised by the Registry within 15 days.
Be sent back to Registry for removing the objections by the appellant.
Registry to list the case after following the procedure prescribed for listing the cases before this Court. ”*

2. Learned counsel for the appellants has further relied upon the order dated 04.04.2018 passed by a Coordinate Bench of this Court in Incomplete Case No.395 of 2018 titled as “Gram Panchayat, Village Jandheri Vs. State of Haryana and others”, which reads as under:-

“The bunch of cases are listed before this Court today



where the parties/counsels after filing those cases had not taken back the paper book after objections were raised by the Registry. As per Rule 9, Chapter 1, Part-A, Volume V, Punjab and Haryana High Court Rules and Orders, the petition on which objections have been raised by the Registry is to be taken back by the counsel / party, who filed it, to be re-filed within a total period of 40 days. On failure, the case is to be listed before the Court for orders.

Learned counsel for the appellant submitted that the paper book be returned to him as he is ready and willing to remove the objections to re-file the same.

The aforesaid petition was filed on 13.1.2015 and the Registry had returned the same with objections on 29.1.2015, to be re-filed within within a maximum period of 40 days after removing objections.

As a matter of indulgence, the counsel is permitted to take back the paper book to be re-filed within two weeks thereafter. In any case, he will have to explain the huge delay in taking back the paper book after objections were raised by the Registry and re-filing thereof after huge delay.”

3. Keeping in view the abovesaid facts and circumstances and also the abovesaid orders passed by the Coordinate Benches of this Court and also keeping in view the prayer made by learned counsel for the appellants that they would remove the objections as raised by the Registry within 15 days, the present case be sent back to the Registry for removing the objections by the appellants and Registry is directed to list the case after following the procedure prescribed for listing the cases before this Court.

4. Accordingly, the present INCOMP stands disposed of.

09.12.2024

Pawan

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

(VIKAS BAHL)
JUDGE