

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

2025:PHHC:059593



RSA-2642-2015 (O&M)
Date of decision: 06.05.2025

GAGANDEEP SINGH & ORS.**..Appellants**

Versus

MUNICIPAL COUNCIL & ORS.**..Respondents****CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Manish Kumar Singla, Advocate
for the appellants.

Mr. Sanjeev Soni, Advocate
for respondent No.1.

ANIL KSHETARPAL, J(Oral)

1. The plaintiffs assail the correctness of First Appellate Court's judgment passed on 06.05.2015 while reversing that of the trial Court.
2. A suit for grant of decree of permanent injunction restraining the defendants-Municipal Council, Sirhind, from shifting the '*Hadda Rori*' of Village Brahman Majra in Khasra No.87 (0-17) to the land comprised in Rectangle No.62, Khasra No.24 (0-19). The trial Court decreed the plaintiffs suit, whereas, the First Appellate Court reversed the judgment resulting in dismissal of the suit.
3. Learned counsel for respondent submits that '*Hadda Rodi*' has already been shifted from Khasra No.87 (0-17) to the land comprised in Rectangle No.62, Khasra No.24 (0-19), in view of directions given in CWP-19236-2002.
4. Learned counsel for the appellants submits that he has filed LPA-2449-2016, which is pending. He submits that he may be permitted to



prosecute the letters patent appeal, which should be decided uninfluenced by the observations made in the impugned judgment.

- 5. Learned counsel for respondents has no objection.
- 6. Accordingly, the appeal is disposed of as prayed for by learned counsel for the appellants.
- 7. All the pending miscellaneous applications, if any, are also disposed of.

May 06th, 2025
Ayub

(ANIL KSHETARPAL)
JUDGE

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