

S. No.228

2025:PHHC:032004



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

RSA No.2488 of 1998 (O&M)

Date of Decision:06.03.2025

State of Haryana and others

.....Appellants

Vs.

Managing Committee

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.K.S. Brar, Addl. AG, Haryana
for the appellant.

Mr. Rajinder Goel, Advocate for the
respondent.

DEEPAK GUPTA, J. (Oral)

Power of Attorney has been filed on behalf of the respondent.

2. On 15.10.2024, the following order was passed by this Court:-

“Learned State Counsel for the appellant informs that possession of the premises in question has already been delivered to the respondent and all the dues cleared and therefore, this appeal appears to have become infructuous but before making any such statement he wants to call concerned official.”

As per request, adjourned to 29.10.2024.”

3. In the light of the afore-said order, learned State Counsel has placed on record short reply by way of affidavit of Shri Apar Tiwari, District Food & Supplies Controller, Ambala (Haryana), the relevant part of which reads as under:-

“3. That thereafter a suit was filed on 09.11.1993 for arrears and possession where of the impugned order now being challenged is the outcome. Thus, the Id. First appellate court fortly allowed the First appeal with proportional costs. By giving the finding that the plaintiff is also entitled to recovery of arrears of the one profit @ of Rs.6000/- per month from 01/09/1990 instead of 31/10/1990 till 31/10/1993 to delivery of



possession and arrear, 8000/- for use and occupation from 01-11-1993 till delivery of possession.

4. That now the matter in dispute has settled, by virtue of which possession of the premises in question has already been delivered to the respondent and all the dues have been cleared is left pending at present.

4. In view of the afore-said facts and circumstances, this appeal has become infructuous.

5. Disposed of having become infructuous.

March 06, 2025

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(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned Yes/No

Whether Reportable Yes/No