

ITEM NO.103

COURT NO.11

SECTION IV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 4117/2013

STATE OF HARYANA & ORS.

Appellant(s)

VERSUS

M/S.SHIVA ICE FACTORY THROUGH
ITS PROPRIETOR (DEAD) THROUGH LR.

Respondent(s)

WITH

C.A. No. 4118/2013 (IV)

Date : 02-08-2022 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MR. JUSTICE C.T. RAVIKUMARFor Appellant(s) Mr. Samar Vijay Singh, Adv.
Mr. Gautam Sharma, Adv.
Dr. Monika Gusain, AOR
Ms. Amrita Verma, Adv.

Mrs. Naresh Bakshi, AOR

For Respondent(s) Mr. Naresh Kaushik, Adv.
Mr. Vardhman Kaushik, Adv.
Mr. Manoj Joshi, Adv.
Mr. Shubham Dwivedi, Adv.
Mrs. Lalita Kaushik, AORMr. Ankit Swarup, Adv.
Mr. Neelmani Pant, Adv.
Mr. Tarun Kumar Sobti, Adv.
Mr. Rohit Kumar Singh, AORUPON hearing the counsel the Court made the following
O R D E R

Learned counsel for the appellants have brought to our notice that the self same controversy in the present appeals is in reference to the interpretation of the provisions of the Haryana

Municipal Act, 1973 and of the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963 (for short the 'the 1963 Act') for the purpose of determination of the rights of the parties *inter se* after being examined by the Full Bench of the High Court of Punjab and Haryana. Although observations were made by the Full Bench under its order dated 12.12.2007 but reference remained unanswered.

The Division Bench of the High Court at various stages although relied upon the Full Bench judgment and disposed of the matter accordingly.

It is informed that later the Division Bench of the High Court had examined the matter at length and under its judgment dated 23.08.2012 disposed of the matter, which is a subject matter of challenge in SLP (C) No. 22539-22543/2013.

We have an option either to remit the matter to the High Court for fresh determination of the rights of the parties *inter se* but taking into consideration the controversy being pending in this Court in SLP (C) No. 22539-22543/2013, we consider it appropriate to tag these appeals with the above said special leave petitions.

Tag these appeals with SLP (C) No. 22539-22543/2013 and place before the appropriate Bench.

(BEENA JOLLY)
COURT MASTER (NSH)

(ASHWANI THAKUR)
ASTT. REGISTRAR-cum-PS