

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal No.6421/2017

(@Petition(s) for Special Leave to Appeal (C) No(s). 8398/2014)

LABH SINGH GILL

Appellant(s)

VERSUS

GURDEV SINGH & ANR.

Respondent(s)

O R D E R

Leave granted.

We have heard the learned counsel appearing for the parties.

We have gone through the papers in this matter.

The only question for determination in this matter is whether the Gazette Notification being Annexure P/1 dated 19th May, 1975 has been issued by the State Government declaring "Sudhar Bazar" as urban area for the purpose of the Act in question or not.

Learned counsel appearing for the appellant has drawn our attention to Page No.100 of the petition wherein it has been clearly stated that as per official record, 'Sudhar Bazar' has not been declared urban area by the Government so far.

We have perused the said Page and it is clear that the Deputy Director, Urban Local Bodies, Ludhiana vide communication dated 4-10-2013 has informed, under the Right to Information Act, that as per the official record, 'Sudhar Bazar' has not been declared urban area by the Government so far.

In view of that, we set aside the impugned Judgment of the High Court allowing the Civil Revision filed by the respondents herein and restore the order passed by the Trial Court.

The Appeal filed by the appellant - plaintiff is allowed in the afore-stated terms.

.....J
(PINAKE CHANDRA GHOSE)

.....J
(ROHINTON FALI NARIMAN)

NEW DELHI;
5TH MAY, 2017.

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

Petition(s) for Special Leave to Appeal (C) No(s). 8398/2014

(Arising out of impugned final judgment and order dated 21/10/2013 in CR No. 2998/2012 passed by the High Court of Punjab & Haryana at Chandigarh)

LABH SINGH GILL

Petitioner(s)

VERSUS

GURDEV SINGH & ANR.

Respondent(s)

(With appln.(s) for permission to take addl. plea and produce addl. documents and interim relief and office report)

Date: 05/05/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s)

Mr. Neeraj Kumar Jain, Sr. Adv.
Mr. Sanjay Singh, Adv.
Mr. Pratham Kant, Adv.
Mr. Ugra Shankar Prasad, AOR

For Respondent(s)

Mr. Karan Dewan, Adv.
Ms. Aanchal Jain, Adv.
Ms. Aditi Gupta, AOR

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The Appeal filed by the appellant is allowed in terms of the signed order.

(VISHAL ANAND)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER

(Signed Order is placed on the file)

