

IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

CMPMO No. 290 of 2012.

Date of Decision : 28th September, 2012.

1. Suresh Chand son of Sh. Karam Singh alias Karsm Chand son of late Sh. Narayan Dass resident of Katwal Mohalla, Alampur, Tehsil Jaisinghpur, District Kangra, H.P.
2. Tilak Chand son of Sh. Karam Singh alias Karsm Chand son of Late Sh. Narayan Dass resident of Katwal Mohall, Alampur, Tehsil Jaisinghpur, District Kangra, H.P. through his GPA petitioner No.1 Sh. Suresh Chand.

....Petitioners/Defendants.

Versus

1. Piar Chand son of Sh. Raghunath Singh son of Sh. Luddar, resident of Village Kass, P.O. Bhararu, Tehsil Jogindernagar, District Mandi, H.P.

.....Respondent/Plaintiff.

2. Smt. Promila Devi wife of Sh. Umed Singh, resident of Narwana, Mauza Yol, Tehsil Dharamshala, District Kangra, H.P.

....Respondent/Defendant.

Coram

The Hon'ble Mr. Justice Dev Darshan Sud, J.

Whether approved for reporting?¹ No.

For the Petitioners : Mr. Naresh Kaul, Advocate.

Justice Dev Darshan Sud, J. (Oral)

I do not find anything in the order passed by the learned trial Court which is contrary to law which calls upon this Court to exercise its supervisory jurisdiction under Article 227 of the Constitution. The recalcitrant attitude of the learned counsel representing the petitioners before the learned trial Court, invited the order challenged. However, without going into the facts of the case, the petition is disposed of with a direction that the petitioner herein

¹ *Whether reports of Local Papers may be allowed to see the judgment? Yes.*

shall pay costs of Rs.5000/- to the plaintiff on the first day when the parties appear before the learned trial Court. It is clarified in case of non payment of costs, the order of the learned trial Court shall revive.

2. All pending applications also stand disposed of.

Dasti copy.

**28th September, 2012.
(jai)**

**(Dev Darshan Sud),
Judge**