

Dina Nath v. State of Punjab

Present:- Shri D.S. Kahlon Adv. counsel for the applicant.
Shri Vivek Puri, Government Pleader for State
Shri Madan Lal Patwari for respondents no.2 and 3.

I have seen the file the application is filed on behalf of Lrs of Dina Nath and others under Section 151 of CPC. In this case the judgment of RFA No.2172 of 1997 filed by Dina Nath against Punjab State i.e. the photocopy placed on record and in terms of the direction issued by the Hon'ble Punjab & Haryana High Court in Thuru Ram's case the RFA no.2172 was disposed of and as far as Thuru Ram v. State of Punjab Judgment is consigned photocopy is placed on record. Whether Dina Nath and Lrs of Dina Nath ever approached the court for fresh decision or led any evidence.

Since the said matter which was remanded for consolidated decision were disposed by the court of learned Shri Fateh Deep Singh, the then Additional District and Sessions Judge. The copy of the judgment of the said court is not placed on record. Let the copy of the said judgment be placed on record to find out the entire applicant approached the said court or lead any evidence.

Now the counsel is requested to clarify whether in compliance to the order of Hon'ble Punjab & Haryana High Court any application was moved by the party to whom he is representing and further whether in the above said RFA as detailed above the party whom he is representing was a party.

It is also directed parties are also filed affidavit whether at any point of time any application was filed for the same purpose either before the Hon'ble Punjab & Haryana High Court or before the Tribunal at Gurdaspur. Adjourned to 28.09.2018.

(Rakesh Kumar Sharma)
Additional District Judge
Pathankot/UID-PB-0133

Dated:17.08.2018
(Simranjeet Singh)
Stenographer-II
Next: date: 28.09.2018
Purpose: for the purpose.