



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

204

FAO-1915-2010 (O&M)

Date of Decision: 23.05.2025

Simran and others

.... Appellants

Versus

Ganga Ram and others

.... Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - None.

NIDHI GUPTA, J. (ORAL)

The appellant-claimants have filed the instant appeal seeking enhancement of compensation amount of ₹5,86,000/- along with interest @ 9% per annum awarded to them vide impugned Award dated 08.06.2009, passed by the learned Motor Accident Claims Tribunal, Ambala, in MACT Petition No. 69 dated 04.12.2007/08.09.2008 filed under Sections 166 of the Motor Vehicles Act, 1988, on account of death Rajesh Kumar in the motor vehicular accident took place on 15.10.2007.

The matter pertains to the year 2010.

Perusal of the order-sheets reveals that this is a burnt case and was reconstructed from the salvaged record as noticed in the order dated 21.03.2012. Thereafter, the matter was referred to the Daily Lok Adalat of this Court, where the same was adjourned either on request of or due to non-appearance of counsel for the appellants from 04.09.2012 up to 18.12.2012. Even notices were also issued to the appellants by the Lok Adalat. However, none had put in appearance on behalf of the appellants despite service upon the appellants as well as their counsel. As such, the matter was returned back to the High Court vide order dated 19.02.2013. Thereafter, the matter was again listed before the Daily Lok Adalat of this



Court on 09.08.2024. Yet none had put in appearance on behalf of the appellants on 04 dates i.e. on 27.08.2024, 10.09.2024, 17.09.2024 and 10.10.2024. Accordingly, vide order dated 10.10.2024 passed by the Lok Adalat, the main appeal was disposed of, with liberty to the appellants to revive the same by moving an appropriate application, if so desired. Subsequently, the matter was restored vide order dated 25.02.2025; and, the same was returned to the High Court in terms order dated 11.03.2025 as, learned counsel for the appellants had stated that he had instructions not to settle the case in Lok Adalat.

Today again, none has put in appearance on behalf of the appellants, despite the case having been called twice.

A bare reading of the above facts shows that the appellants have exhibited an utterly casual attitude in their pursuit of the present litigation. It is to be appreciated that very valuable public time of the Court has been expended in affording opportunities to the appellants in the interest of justice. On the other hand, the appellants have adopted an utterly casual and careless approach. It is clear that neither the appellants nor their counsel are seriously interested in pursuing the present matter. Thus, this Court is left with no other option except to **dismiss** the same for non-prosecution.

Ordered accordingly.

Pending application(s), if any, shall stands disposed of.

23.05.2025
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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No