



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

224

RSA-1098-2015 (O&M)

Date of Decision: 19.03.2025

Man Singh

.... Appellant

Versus

Mukesh and others

.... Respondents

**CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA**

Present: - None for the appellant.

Mr. Sanjay Mittal, Advocate for respondent No. 1.

**NIDHI GUPTA, J. (ORAL)**

The defendant-appellant is in second appeal against the concurrent judgments and decrees of both the Courts below whereby the suit of the plaintiffs for declaration and permanent injunction was decreed.

The matter pertains to the year 2015 and notice of motion was issued way back on 02.02.2016. Thereafter, the matter was listed for hearing for 05 times i.e. on 04.11.2016, 08.05.2017, 21.09.2017, 30.07.2019 and 07.02.2020; out of which on 02 dates i.e. 08.05.2017 and 30.07.2019, the appellant had gone un-represented; and on remaining 03 dates, the case was adjourned at the request of learned counsel for the appellant.

Today, there is no representation on behalf of the appellant, despite the case having been called twice.

A bare reading of the above facts shows that the appellant has exhibited an utterly casual attitude in his 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 appellant in the interest of justice. On the other hand, the appellant has adopted an utterly casual and careless approach. It is clear that neither the appellant nor his counsel is 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.

**19.03.2025**  
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**( NIDHI GUPTA )**  
**JUDGE**

**Whether speaking/reasoned**    **Yes/No**

**Whether Reportable**            **Yes/No**