



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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RSA-2384-2010 (O&M)

Date of Decision: 15.10.2025

Khazan Singh and others

.... Appellants

Versus

Gram Panchayat Village Joshi Chauhan

.... Respondent

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

Present: - None.

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

1. The appellant-plaintiffs are in second appeal against the concurrent findings rendered by both the Courts below whereby the suit for declaration filed by plaintiffs was dismissed by both the Courts below.

2. The matter pertains to the year 2010 and notice of motion in the same was issued way back on 23.07.2010. Thereafter, the matter was repeatedly adjourned either at the request of learned counsel for the appellants or on account of non-appearance on behalf of the appellants; and vide order dated 22.04.2014, the present appeal was dismissed for non-prosecution by the Predecessor Bench. Subsequently, upon an application moved by the applicant-appellants, the present second appeal was restored to its original number vide order dated 22.08.2014 subject to costs of ₹4000/- to be deposited with the State Legal service Authority, Chandigarh. As per office report dated 02.06.2015 the said aforesaid costs was deposited by the appellants vide Receipt No. 3170 dated 13.03.2015.



3. Further, perusal of the order-sheet(s) reveal(s) that vide order dated 01.04.2016, the present second appeal was again dismissed for non-prosecution on account of non-appearance on behalf of the appellants. However, vide order dated 24.10.2016, the present appeal was restored to its original number for the second time, subject to payment of costs of ₹2000/-with Legal Services Committee within a period of one month which was extended vide order dated 24.04.2017. As per office report dated 02.05.2017, the aforesaid costs of ₹2000/- was deposited by the appellants vide receipt No. 18 dated 02.05.2017. Thereafter, on all the subsequent 04 dates of hearing the present second appeal was adjourned either at the request of learned counsel for the appellants or on account of non-appearance on behalf of the appellants, except the last date of hearing i.e. 10.02.2025, on which date the present appeal was adjourned on account of non-appearance on behalf of the respondent.

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

5. 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 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. Moreover, earlier the present second appeal was **dismissed for non-prosecution twice** by the Predecessor Benches of this Court vide orders



dated 22.04.2014 and 01.04.2016. Thus, this Court is left with no other option except to **dismiss** the same for non-prosecution for the **third** time.

6. Ordered accordingly.

7. Pending application(s), if any, shall also stand disposed of.

**15.10.2025**  
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**( NIDHI GUPTA )**  
**JUDGE**

**Whether speaking/reasoned    Yes/No**

**Whether Reportable            Yes/No**