



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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Regular Second Appeal No.2271 of 1990 (O & M)

Date of decision :-23.07.2025

Ram Dhan and another**.....Appellants**

Versus

Smt. Murti Devi alias Manbhari**.....Respondent**

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. M.L. Sarin, Sr. Advocate with
Mr. Ritesh Aggarwal, Advocate
for the appellants.

None for the respondent.

NIDHI GUPTA J. (Oral)

The appellants/defendants have filed the present appeal against the concurrent findings of the learned Courts below whereby the suit filed by the respondent/plaintiff for declaration has been decreed.

On the last date of hearing i.e. 25.4.2025, the following order was passed by this Court :-

“On the last date of hearing i.e. 17.2.2025, notice was issued to the sole respondent as learned counsel for the respondent submitted that despite his best efforts, he was unable to establish contact with the respondent.

As per the office report, notice has been duly served upon the respondent through the SHO concerned. The office report further depicts that both the learned counsel for the parties have also been informed about the date fixed.

However, there is no representation on behalf of respondent.

Learned counsel for the appellants submits that despite his best efforts and numerous letters sent, the



appellants are not responding and therefore requests for issuing fresh notices to the appellants.

In the interest of justice, let actual date of hearing notice be issued to the appellants for 23.7.2025. Registry shall also make an effort through the Sarpanch of the concerned village as well as SHO of the concerned area to effect service upon the appellants, so that effective steps can be taken to dispose of the matter.

Registry to inform learned counsel for the respondent about the date fixed.”

In response to the notices issued, following office report has been received :-

Appellants No.1 and 2	Died
Respondent (sole)	Mr. Umesh Aggarwal, Advocate Duly served.

Additionally, learned Senior Counsel appearing for the appellants submits that even registered letters issued to the appellants have been received back undelivered. Accordingly, learned Senior Counsel prays that the present appeal may be disposed of with liberty to the appellants to revive the same, if so, advised.

In view of the foregoing circumstances, the instant appeal is **disposed of**, with liberty to the appellants, to move an appropriate application within a period of 02 months from today for reviving the same, if so, advised.

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

July 23, 2025
Vijay Asija

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes / No
Whether Reportable Yes / No