



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

229

1. RSA-3757-2013 (O&M)

Balbir Kaur @ Balwant Kaur and others .... Appellants

Versus

Harpal Kaur and others .... Respondents

2. RSA-3758-2013 (O&M)

Balbir Kaur @ Balwant Kaur and others .... Appellants

Versus

Harpal Kaur and others .... Respondents

3. RSA-3759-2013 (O&M)

Balbir Kaur @ Balwant Kaur .... Appellant

Versus

Union of India and others .... Respondents

**Date of Decision: 22.09.2025**

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

Present: - None.

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

1. All the aforementioned 03 second appeals are being disposed of by this common order as the facts, issues and parties involved in all the second appeals are identical being arisen out the same impugned judgments and decrees of both the Courts below. For the sake of convenience, facts are being extracted from **RSA-3757-2013, (Balbir Kaur @ Balwant Kaur and others vs. Harpal Kaur and others)**.

2. The appellants are in second appeal against the concurrent judgments and decrees rendered by both the Courts below whereby 02



separate suits bearing Civil Suit No. 522 dated 20.07.2004, titled as 'Gurcharan Singh and others vs. Manager, Union Bank of India and others' for permanent injunction; and Civil Suit No. 167 dated 18.07.2007, titled as 'Gurbachan Singh and another vs. Sukhdev Singh and others' for declaration were decreed; whereas Civil Suit No. 499 dated 14.09.2005, titled as 'Balbir Kaur @ Balwant Kaur vs. Union Bank of India and others' for declaration was dismissed.

3. On the last date of hearing i.e. 23.01.2025, when all the appeals were listed for hearing, following common order was passed by this Court:-

*“Separate Memo of Appearances filed on behalf of respondents No. 1 to 4, 9 and 11 (in RSA Nos. 3757 and 3758-2013) and for respondents No. 3 to 6 and 13 (in RSA-3759-2013), are taken on record. Office to tag the same in the respective files. Learned counsel undertakes to furnish Vakalatnams in the Registry within a period of 02 weeks from today.*

*All the appeals pertain to the year 2013.*

*There is no representation on behalf of the appellant(s) (in all cases).*

*Perusal of the order-sheets reveals that on the last 02 dates of hearing i.e. 25.04.2018 and 10.07.2023 and also on 02 dates prior thereto i.e. 25.04.2016 and 18.04.2014, the appellants have gone unrepresented.*

*In view of the above and in the interest of justice, let actual date of hearing notices be issued to the appellants (in all cases) for 22.09.2025. Registry shall also make an effort to effect service upon appellants through the SHO of the concerned area, so that effective steps can be taken to dispose of the matters.*

*Registry to inform learned counsel for the appellants about the date fixed, as well.*

*A photocopy of this order be placed on the files of other connected cases.”*

4. Pursuant thereto, following separate office reports dated 19.09.2025 have been received (in all cases) which are as under:-



<b><u>RSA-3757-2013</u></b>	
Appellant No. 1	Not residing at the given address.
Appellant No. 2	Died.
Appellant No. 3 (through attorney)	Died.
Mr. Aman Dhir, learned counsel for the appellant has been informed about the date fixed through e-mail.	
Respondents No. 1 to 4, 9, 11	Represented by Mr. RN Singhal Advocate
Respondents No. 5, 6	Not residing at the given address.
Respondent No. 7	Died.
Respondents No. 8, 10, 12 and 13.	Served.
<b><u>RSA-3758-2013</u></b>	
Appellant No. 1	Not residing at the given address.
Appellant No. 2	Died.
Appellant No. 3 (through attorney)	Died.
Mr. Aman Dhir, learned counsel for the appellant has been informed about the date fixed through e-mail.	
Respondents No. 1 to 4, 9, 10	Represented by Mr. RN Singhal Advocate
Respondents No. 5, 6	Not residing at the given address.
Respondent No. 7	Died.
Respondents No. 8, 11 and 13.	Served.
<b><u>RSA-3759-2013</u></b>	
Appellant	Sole appellant (through attorney) Died.
Mr. Aman Dhir, learned counsel for the appellant has been informed about the date fixed through e-mail.	
Respondents No. 1, 2, 9, 10, 11	Served
Respondents No. 3 to 6, 13	Represented by Mr. RN Singhal Advocate
Respondents No. 7, 8 12	Not residing at the given address.

5. In view of the aforesaid premise, issuance of fresh notices to the appellants/their LRs if any (in all the appeals), would be a futile exercise. It appears that due to sheer long pendency of all the aforementioned 03 second appeals before this Court for a period of more than 13 years, the appellants or their LRs if any, have lost interest in pursuing the same, as no attempt has been made by them to contact their counsel or to engage a new counsel. It is, therefore, clear that neither the



appellants/their LRs nor their counsel are seriously interested in pursuing the present matter.

6. Be that as it may, all the aforementioned 03 appeals bearing RSA Nos. 3757, 3758 and 3759-2013 are **disposed of**, with liberty to the appellants or their LRs if any (in all cases), to move an appropriate application within a period of 06 weeks from today for reviving the same, if so, advised.

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

8. A photocopy of this order be placed on the files of other connected cases.

**22.09.2025**  
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**( NIDHI GUPTA )**  
**JUDGE**

**Whether speaking/reasoned Yes/No**

**Whether Reportable Yes/No**