



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

201

Regular Second Appeal No.1135 of 2001 (O & M)

Date of decision :-08.08.2025

Smt. Parkashwati and others

.....Appellants

Versus

Mohan Lal and others

.....Respondents

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- None.

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 No.1/plaintiff for mandatory injunction was decreed.

On the last date of hearing i.e. 02.5.2025 following order was passed by co-ordinate Bench of this Court :-

“After being admitted way back on 11.08.2003, this appeal has been listed today for the first time.

It is noticed that Sh. N.D. Achnit, Advocate through whom this appeal was filed, has since expired. Registry has also informed that respondent No.1 has since expired whereas counsel who was representing respondent No.2 has been appointed as State counsel. Notice fo Respondent Nos.3 and 4 could not be issued for want of correct address.

In view of the aforesaid circumstances, let fresh notices be issued to the appellants, as well as respondent Nos.2 to 4.



The appellants will also move an appropriate application to bring on record the legal representatives of the deceased respondent No.1; and will also furnish the latest and correct addresses of respondent Nos.3 and 4.

Adjourned to 08.08.2025.”

The office report has been received as follows :-

Appellants No.1 to 6	Unserved with the report that no such persons reside at the given address.
Respondent No.1	Already died. No CM for impleading LRs is received so far.
Respondent No.2	Served through receipt clerk.
Respondents No.3 and 4	Fresh notice for 08.8.2025 not issued as learned counsel did not furnish the fresh and correct address in compliance of order dated 02.5.2025.

In the aforesaid premise, issuance of fresh notice to the parties would be a futile exercise. It appears that due to sheer long pendency of the present appeal before this Court for a period of more than 24 years, the parties 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.

Be that as it may, in view of the foregoing circumstances, the instant appeal is **disposed of**, with liberty to the parties, to move an appropriate application within a period of 02 months from today for reviving the same, if so, advised.

Copy of this order be sent to the parties.

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

August 08, 2025
Vijay Asija

(NIDHI GUPTA)
JUDGE

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