



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

228

RSA-5561-2016 (O&M)

Date of Decision: 25.03.2025

Vijay Kumar

.... Appellant

Versus

Jagat Parkash

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - None for the appellant.

Mr. Sanjay Vij, Advocate for the respondent.

NIDHI GUPTA, J. (ORAL)

The plaintiff-appellant is in second appeal against the concurrent judgments and decrees of both the Courts below whereby the suit filed by the plaintiff for permanent injunction was dismissed.

The matter pertains to the year 2016.

Perusal of the order-sheets reveals that notice of motion was issued way back on 26.10.2016. Thereafter the main appeal was dismissed in default vide order dated 17.09.2019 by a co-ordinate Bench of this Court, whereafter, upon an application moved by the appellant, the main appeal was ordered to restored its original number vide order dated 27.09.2022.

Today again, 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.

25.03.2025
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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No