

2025:PHHC:035850



S. No.208

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

RSA No.4635 of 2000 (O&M)

Date of Decision:17.03.2025

M/s Raj Trading Co. and another

.....Appellants

Vs.

Krishna Kumari

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Himani Sharma, Advocate with
Mr. Ashish Kapoor, Advocate for the appellants.

Mr. Munish Jolly, Advocate with
Mr. Sanjay Jangra, Advocate for the respondent.

DEEPAK GUPTA, J. (Oral)

Learned counsel for the appellants submits that despite all possible efforts, the appellants are not in contact. It is despite the fact that both the appellants are residents of Chandigarh itself.

2. Perusal of the file would reveal that the suit was filed by the plaintiff-Krishna Kumari (respondent herein) seeking decree of permanent and mandatory injunction to direct the defendants not to store goods on a platform and used the same on permanent basis on the ground floor of Godown No.178, as the same was not part and parcel of the tenanted premises and further to pay damages on account of the unauthorised use and occupation. The said suit was dismissed by the trial Court on 12.11.1997. However, the appeal filed by the plaintiff (respondent herein) was accepted by the First Appellate Court on 30.10.2000 and the suit was decreed.

3. Against the above reversal, defendants had approached this Court.

4. As noted above, counsel for the appellants are unable to contact their clients though both the appellants are residents of Chandigarh. Nobody else has

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appeared on their behalf. Counsel for the respondent also submits that respondent has already sold the property.

5. In view of the afore-said facts and circumstances, the present appeal is hereby dismissed in default for want of prosecution.

March 17, 2025
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No