



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

RSA-180-1998 (O&M)
Decided on: 18.03.2025

State of Punjab and another

. . . Appellants

Versus

Kashmir Singh

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**PRESENT: Mr. Surya Kumar, AAG, Punjab.**

Mr. Malkeet Singh, Advocate
for the respondent.

VIKAS BAHL, J.(ORAL)

1. The respondent-plaintiff had filed the suit in the year 1994 for declaration to the effect that the order dated 09.04.1991 passed by defendant No.2 was illegal, null and void. The said suit was dismissed by the trial Court but the appeal filed by the respondent-plaintiff was allowed. On 23.03.1998, a Coordinate Bench of this Court, while admitting the matter, had stayed the operation of the judgment under appeal. The said stay has continued till date.

2. Learned counsel for the appellants, on instructions from SSP Office, Tarn Taran, has submitted that the respondent has died on 24.08.2023 and thus, in view of the said subsequent events and also in view of the fact that no one on behalf of the respondent has approached the concerned Department to get the implementation of the judgment of the First Appellate Court, the present appeal be disposed of as having been rendered infructuous at this stage but liberty may be granted to the appellants to revive the appeal, in case, the legal representatives of the respondent approach the



concerned Department for implementation of the judgment of the First Appellate Court.

3. In view of the above, present appeal is disposed of as having been rendered infructuous at this stage with the aforesaid liberty.

4. Liberty is also granted to the legal representatives of the respondent to revive the appeal, in case, any cause of action survives.

5. Pending miscellaneous applications, if any, shall stand disposed of with the abovesaid order.

18.03.2025

Mehak

*Whether reasoned/speaking?
Whether reportable?*

*Yes/No
Yes/No*

**(VIKAS BAHL)
JUDGE**