



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

201

Regular Second Appeal No.2401 of 1999 (O & M)

Date of decision :-01.08.2025**Mukhtiar Singh and another****.....Appellants****Versus****Bawa Singh****.....Respondent****CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:- Dr. Sukant Gupta, Advocate
for the appellants.

NIDHI GUPTA J. (Oral)

The appellants/plaintiffs are in the present regular second appeal against the judgment and decree dated 30.3.1999 passed by the learned Additional District Judge, Barnala whereby the appeal has been accepted and the judgment and decree dated 20.10.1994 passed by the learned Sub Judge 1st Class, Barnala has been set aside.

On the last date of hearing i.e. 04.2.2025 there was no representation on behalf of any of the parties.

Learned counsel appearing for the appellants informs that the previous counsel representing the appellants has expired and therefore, prays for issuance of fresh notice to the appellants.

However, the record indicates that fresh notice was issued to the parties whereupon the service report has been received that appellant No.1 has died; appellant No.2 and the sole respondent have refused to accept notice and they served through affixation.



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 25 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 01, 2025

Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No