



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

128-I

Regular Second Appeal No.984 of 1989 (O & M)

Date of decision :-29.07.2025

Gurdev Singh

.....Appellant

Versus

Tej Kaur and others

.....Respondents

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- None for the appellant.

None for LRs of respondent No.1.

NIDHI GUPTA J. (Oral)

The appellant/defendant No.3 has filed the present appeal against the judgment and decree dated 15.10.1988 passed by the learned Additional District Judge, Faridkot whereby the learned Additional District Judge, Faridkot has modified the judgment and decree dated 29.8.1985 passed by the learned Sub Judge 1st Class, Moga. Vide judgment and decree dated 15.10.1988 the plaintiff was held entitled to possession of the land measuring 6 Kanals and 05 Marlas and the defendants were not entitled to mortgage or alienate the said land in any manner.

The appeal is of the year 1989.

Vide last order dated 25.4.2025 notice to the appellant was issued.



As per office report, notice issued to the appellant has been received back with the report that the appellant has died.

Even for the last two dates i.e. 21.3.2025 and 25.4.2025 learned counsel for the appellant has not put in appearance.

In the aforesaid premise, issuance of fresh notice to the LRs of the deceased-appellant or the respondents 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 35 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 06 weeks from today for reviving the same, if so, advised.

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

July 29, 2025

Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No