



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

211

RSA-4805-2001 (O&M)

Date of Decision: 14.07.2025

Gram Panchayat, Village Jagral

.... Appellant

Versus

Gurdas Singh and others

.... Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Kanwaljit Singh, Senior Advocate with
Ms. Anchal Kathuria, for the appellant-Gram Panchayat.

None for the respondents.

NIDHI GUPTA, J. (ORAL)

1. Appellant-Gram Panchayat, is in second appeal against the judgments and decrees of both the Courts below whereby the suit for permanent injunction filed by the respondent-plaintiffs was decreed.

2. The matter pertains to the year 2001 and on the last date of hearing 07.04.2025, when this case was listed before this Court, following order was passed:-

“Learned Senior Counsel for the appellant submits that the matter has come for hearing after the year 2005 and he has no fresh instructions in the matter as such, it is prayed that fresh notice be issued to the appellant.

Learned counsel appearing for the respondents submits that all the 03 respondents have expired and prays for time to moved and appropriate application for bringing on record their LRs.

In view of the above and in the interest of justice, let actual date of hearing notice be issued to the appellant-Gram Panchayat for 14.07.2025.”



3. Office report dated 10.07.2025, indicates that notice issued to the appellant has been received back served.

4. Today again, learned Senior Counsel appearing on behalf of the appellants pleaded 'no instructions' in the matter. It is submitted by learned Senior Counsel for the appellant that the present is only a suit for permanent injunction and it is not clear, as to whether any cause of action survives in the matter or not. Accordingly, it is prayed that the present second appeal may be disposed of with liberty to the appellant-Gram Panchayat to move an appropriate application for reviving the same, in case anything survives.

5. In view of the aforesaid premise, issuance of fresh notice to the appellant-Gram Panchayat would be a futile exercise. It appears that due to sheer long pendency of the present second appeal before this Court for a period of more than 24 years, the appellant-Gram Panchayat, has lost interest in pursuing the same, as no attempt has been made by it to contact its counsel or to engage a new counsel.

6. Be that as it may, the instant regular second appeal is **disposed of**, with liberty to the appellant-Gram Panchayat to move an appropriate application within a period of 03 months from today for reviving the same, if so, advised.

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

14.07.2025
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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No