



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

204

RSA-1191-1998 (O&M)

Date of Decision: 27.02.2025

Jug Lal

.... Appellant

Versus

Ragbir

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - None.

NIDHI GUPTA, J. (ORAL)

The plaintiff-appellant is in second appeal against the judgment and decree dated 10.09.1998 passed by the learned Additional District Judge, Rewari, vide which the appeal filed by the defendant-respondent was allowed reversing the judgment and decree dated 14.09.1997, passed by the learned Civil Judge (Senior Division), Rewari.

The matter pertains to the year 1998.

Perusal of the order-sheet(s) shows that notice in the present appeal was issued way back on 13.05.1998; whereafter the same was admitted vide order dated 20.09.1999. Vide order dated 20.02.2024, notices to both the parties were ordered to be issued to the parties by a co-ordinate Bench of this Court.

Pursuant thereto, as per office report notices issued to both the parties have been received back with the report 'died', whereafter, vide order dated 21.03.2024, notices to learned counsel for the parties were ordered to be issued. As per office report, notices to learned



counsel for the parties in compliance of the order dated 21.03.2024 could not be issued as their details are not available in the Bar Directory.

In the aforesaid premise, issuance of fresh notice to both the parties 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 27 years, the LRs of deceased-appellant and the respondent, have lost interest in pursuing the same, as no attempt has been made by them to contact their previous counsel or to engage a new counsel.

Be that as it may, in view of the foregoing circumstances, the instant regular second appeal is dismissed for non-prosecution, with liberty to the LRs of deceased-appellant and the respondent, to move an appropriate application within a period of 06 months from today for reviving the same, if so, advised.

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

27.02.2025

rishu

(NIDHI GUPTA)

JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No