

290 1. IOIN-1-FAO-2802-2017 in
 FAO-2802-2017

RAVINDER KUMAR V/S DALBIR SINGH & ORS

 2. IOIN-1-FAO-2803-2017 in
 FAO-2803-2017

BHAGWAN SINGH V/S DALBIR SINGH & ORS

 3. IOIN-1-FAO-2804-2017 in
 FAO-2804-2017

NISHAN SINGH V/S DALBIR SINGH & ORS

 4. IOIN-1-FAO-2805-2017 in
 FAO-2805-2017

KRISHNA & ANR V/S DALBIR SINGH & ORS

 5. IOIN-1-FAO-2806-2017 in
 FAO-2806-2017

NIRMLA DEVI V/S DALBIR SINGH & ORS

Present : None.

1. Office note perused.
2. All the aforementioned 05 cases have been listed for today under the **IOIN Category**, for non-compliance of order dated 07.07.2025.
3. Perusal of the case file/record reveals that vide common order dated 27.05.2025, all the aforementioned 05 main appeals bearing FAO Nos. 2802, 2803, 2804, 2805 and 2806-2017, filed by the claimants/appellants seeking enhancement of compensation awarded by the learned Motor Accident Claims Tribunal, Karnal, were dismissed for non-prosecution by this Court.
4. Subsequently, upon separate application(s) filed by the learned counsel for the applicant-appellant(s), all the main appeals were

ordered to be restored to their respective original numbers vide common order dated 07.07.2025, passed by this Court which reads as under:-

“Prayer in these applications is for restoration of the main appeals, which were dismissed in default for non-prosecution vide order(s) dated 27.3.2025 passed by this Court.

On 27.3.2025, the following order was passed by this Court as follows :-

“The appellant(s) have filed the present appeals for enhancement of compensation awarded by the learned Motor Accident Claims Tribunal, Karnal.

The matters pertain to the year 2017 and notice of motion has not been issued so far. On the last date of hearing i.e. 22.12.2022 proxy counsel appeared on behalf of learned arguing counsel and sought adjournment. The matters were adjourned and it was specifically mentioned in the order that no further adjournment shall be granted. Despite the aforesaid, today none has put in appearance on behalf of appellant(s).

*A bare reading of the above facts shows that the appellant(s) have exhibited an utterly casual attitude in the pursuit of the present litigations. It is to be appreciated that very valuable public time of the Court has been expended in affording opportunities to the appellant(s) in the interest of justice. On the other hand, the appellant(s) have adopted an utterly casual and careless approach. It is clear that neither the applicant(s)-appellant(s) nor their counsel are seriously interested in pursuing the present matters. Thus, this Court is left with no other option except to **dismiss** the same for non-prosecution.*

Ordered accordingly.

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

Photocopy of this order be placed in the file(s) of connected matter(s).”

*For the reasons mentioned in the applications, which are duly supported by affidavit of learned counsel for the applicant(s)-appellant(s), same are allowed. Orders dated 27.3.2025 are recalled and the main appeals alongwith applications, if any, is restored to their original numbers, however, subject to payment of costs of Rs.50,000/- (i.e. Rs.10,000/- in each case) to be deposited by the applicant(s)/appellant(s) within two weeks from today in the **“Punjab and Haryana High Court Employees Welfare Association, Account No.37167209613, IFSC Code SBIN0050306, State Bank of India, High Court Branch, Chandigarh”**, failing which, the main appeals shall stand*

automatically dismissed, without further reference to this Court.

The main appeals be listed for hearing thereafter on 13.1.2026.

Photocopy of this order be placed in the file(s) of connected matter(s).”

5. Further perusal of the record reveals that vide order dated 28.07.2025, a co-ordinate Bench of this Court has referred all the appeals to the Mediation and Conciliation Centre of this Court for exploring the possibility of an amicable settlement between the parties, in view of the **‘Special Mediation Drive-Mediation for Nation’**, initiated under the aegis of the Hon’ble Supreme Court.

6. Pursuant thereto, Ms. Sarita Sangwan, Advocate was appointed as Mediator in the present case; and as per report of the Mediator dated 23.09.2025, all the appeals have been returned to this Court being a **non-starter case** as, none has put in appearance on behalf of either of the parties before the Mediator.

7. Today, the matter has been listed before this Court under the **IOIN Category**, because as per office report dated 09.10.2025, the order dated 07.07.2025, reproduced above has not been complied with by the appellant(s) qua deposit of costs of Rs.50,000/- (i.e. Rs.10,000/- in each case) to be deposited by the applicant(s)/appellant(s) in the **“Punjab and Haryana High Court Employees Welfare Association, Account No.37167209613, IFSC Code SBIN0050306, State Bank of India, High Court Branch, Chandigarh”**, within the stipulated period two weeks which has already been expired.

8. In view of the facts noted above, the order dated **07.07.2025** (reproduced above) passed by this Court restoring all the main appeal(s)

to their respective original numbers is hereby **recalled**; and the order dated **27.03.2025 dismissing all the main appeal(s) bearing Nos. FAO Nos. 2802, 2803, 2804, 2805 and 2806-2017 for non-prosecution shall remain intact.**

9. IOIN(s) stand disposed of, accordingly.

10. A photocopy of this order be placed on the files of other connected cases.

13.10.2025
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(NIDHI GUPTA)
JUDGE