

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

225

RSA-5458-2015 (O&M)

2025.PHHC.004188



Date of Decision : 08.01.2025

HARI SINGH & ORS

...Appellants

Versus

RAM PHAL & ORS

....Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: None for the appellants.

Mr. Jitender Nara, Advocate for the respondents.

NIDHI GUPTA, J. (ORAL)

This is the plaintiffs-appellants second appeal against the judgments and decrees passed by the Courts below whereby the civil suit filed by them has been dismissed.

The appeal pertains to the year 2015. On the last date of hearing, there was no representation on behalf of the appellants as such a coordinate Bench of this Court had directed the Registry to intimate the learned counsel for the appellants about the next date of hearing.

Office report indicates that learned counsel for the appellants had been duly notified vide letter No.13470 dated 05.09.2024. Yet none appears on behalf of the appellants.

Order sheet shows that all respondents No.1 to 9 have already been proceeded *ex parte*.

In the aforesaid premise, issuance of fresh notice to the appellants 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 09 years, the plaintiffs/appellants, 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 regular second appeal is dismissed for non-prosecution, with liberty to the appellants, 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, also stand disposed of.

January 08, 2025

ps

(NIDHI GUPTA)
JUDGE

Whether speaking/ reasoned : *Yes/No*
Whether reportable : *Yes/No*