



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

243

RSA-65-2022 (O&M)

Date of Decision: 10.09.2025

Jaswinder Singh

.... Appellant

Versus

Satpal Singh and another

.... Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - None for the appellant.

Mr. Saurav Kanotia, Advocate for
Mr. GS Simble, Advocate for respondent No. 1.

NIDHI GUPTA, J. (ORAL)

1. The present appeal has been filed by the appellant-defendant No. 1 against the judgment of reversal dated 10.01.2020, passed by the learned District Judge, Gurdaspur, whereby the appeal filed by plaintiff-respondent No. 1 against the dismissal of suit for recovery vide judgment and decree dated 05.04.2018, passed by the learned trial Court was allowed.

2. Briefly stated that the plaintiff-respondent No. 1 had filed a suit for recovery of ₹3,54,000/-, which was dismissed by the learned Civil Judge (Junior Division), Batala, vide *ex parte* judgment and decree dated 05.04.2018. However, the civil appeal filed by respondent No. 1-plaintiff was allowed by the learned District Judge, Gurdaspur, vide impugned judgment and decree dated 10.01.2020. Hence, the present second appeal by the appellant-defendant No. 1.



3. Vakalatnama filed on behalf of respondent No. 1 is taken on record.

4. At the very outset, learned counsel appearing on behalf of respondent No. 1 on instructions submits that the matter stands settled between the parties and, therefore, nothing survives in the present second appeal.

5. Heard.

6. On the last date of hearing i.e. 18.05.2024, when this appeal was listed for hearing, following order was passed by a co-ordinate Bench of this Court:-

“This case has come up for hearing after considerable time.

As per office report, notice issued to respondent No. 2 has been received back unserved with the report that she is not residing at the given address.

Learned counsel for the appellant to take necessary steps.

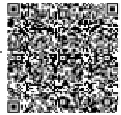
Adjourned to 17.09.2024.

Registry is directed to notify the next date of hearing to learned counsel for the appellant.”

7. Pursuant thereto, following office report dated 06.09.2025, has been received:-

| | |
|------------------|---|
| Respondent No. 1 | Served. |
| Respondent No. 2 | Not residing at the given address. Learned counsel did not take any appropriate steps for the service of said respondent. |

It has also been reported that letter No. 7458 dated 27.05.2024, issued to learned counsel for the appellant has been received back served. However, none has put in appearance on behalf of the appellant.



8. In view of the aforesaid submission made by learned counsel for respondent No. 1, the present appeal stands **disposed of**, with liberty to the appellant, to move an appropriate application within a period of 06 weeks from today for reviving the same, if so, advised.

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

10.09.2025

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(NIDHI GUPTA)

JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No