



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

205

Regular Second Appeal No.452 of 2000 (O & M)

Date of decision :-03.05.2025**Prem Chand @ Prem Kumar****.....Appellant****Versus****Municipal Committee, now Municipal Council, Narnaul through
its President and another****.....Respondents****CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:- None for the appellant.

None for the respondents.

NIDHI GUPTA J. (Oral)

The present second appeal has been filed by the plaintiff against the concurrent findings of the learned Courts below whereby the suit filed by the appellant for permanent injunction has been dismissed.

The matter pertains to the year 2000 and vide order dated 12.7.2001, while the appeal was admitted, demolition of the chabutra was ordered to be stayed during the pendency of the present appeal.

As per order dated 27.9.2024 it has been recorded in the order by co-ordinate Bench of this Court that "*As per office report, notice issued to the counsel representing the respondents, has been returned with the report, 'the file has been returned to the parties'.* Let fresh notice be issued to the respondents, returnable for



15.1.2025.” The order sheets shows that on the last date of hearing i.e. 15.1.2025 there was no representation on behalf of either of the parties. The office report dated 30.4.2025 shows that learned counsel for the appellants has been informed about the date fixed vide letter No.665-A dated 28.1.2025. The office report further depicts that respondents No.1 and 2 have also been served through clerk. Despite the intimation conveyed to learned counsel for the appellants, nobody is present today on behalf of appellant to represent the appeal, which pertains to the year 2000.

A bare reading of the above facts shows that the appellant has exhibited an utterly casual attitude in the pursuit of the present litigation. It is to be appreciated that very valuable public time of the Court has been expended in affording opportunities to the appellant in the interest of justice. On the other hand, the appellant has adopted an utterly casual and careless approach. It is clear that neither the appellant nor its counsel are seriously interested in pursuing the present matter. 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 stands disposed of.

May 03, 2025

Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No