



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

128-II

**Regular Second Appeal No.1095 of 1989 (O & M)**

**Date of decision :-29.07.2025**

**Tej Kaur**

.....Appellant

**Versus**

**Harnam Kaur and others**

.....Respondents

**CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:- None for the appellant.

None for LR's of respondent No.1.

**NIDHI GUPTA J. (Oral)**

The plaintiff/appellant has filed the present appeal against the concurrent findings of the learned Courts below whereby the suit filed by the plaintiff for possession of the land before the learned Sub Judge 1<sup>st</sup> Class Moga has been dismissed vide judgment and decree dated 29.8.1985 and the said judgment and decree has been modified by the learned Additional District Judge, Faridkot vide judgment and decree dated 15.10.1988.

The appeal is of the year 1989.

Vide last order dated 25.4.2025 notice to the appellant was issued.

As per office report, notice issued to the appellant has been received back duly served, however, there is no representation on her behalf. The office report further depicts that respondents No.1



and 4 have died; respondents No.2 and 3 remain unserved due to incomplete address; learned counsel for respondent No.4 is reported to be died; and respondent No.5 also remains unserved with the report that 'living in Canada'.

Even on the last two dates i.e. 21.3.2025 and 25.4.2025 there was no representation on behalf of any of the parties.

In the aforesaid premise, issuance of fresh notice to the appellant or the respondents would be a futile exercise. It appears that due to sheer long pendency of the present appeal before this Court for a period of more than 35 years, the parties 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 appeal is **disposed of**, with liberty to the parties, to move an appropriate application within a period of 06 weeks from today for reviving the same, if so, advised.

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

July 29, 2025

Vijay Asija

( **NIDHI GUPTA** )  
**JUDGE**

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No