



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

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**Regular Second Appeal No.3690 of 2018 (O & M)
Date of decision :-19.02.2025**

Makhan Singh and others**.....Appellants****Versus****Rattan Kaur****.....Respondent****CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA**

Present:- None for the appellants.

NIDHI GUPTA J. (Oral)

The appellants are against the concurrent findings of the learned Courts below whereby the suit filed by the plaintiff/respondent herein for permanent injunction restraining the defendants has been decreed by the learned Civil Judge (Jr. Divn.), Gurdaspur vide judgment and decree dated 17.10.2016 and the appeal against the said order filed by the defendants has been dismissed by the learned first Appellate Court vide judgment and decree dated 25.1.2018.

The matter pertains to the year 2018.

Vide order dated 25.3.2021 learned counsel for the appellants had submitted that the matter has been amicably settled between the parties and sought time to place on record the said compromise. Subsequently, none appeared on behalf of any of the parties on 21.3.2023 and Registry was directed to issue notice to the



parties as well as their counsel for 19.9.2023. As per office report dated 14.9.2023 notices issued to both the parties for 19.9.2023 received back duly served. It is further reported that learned counsel for the appellants was also informed about the date fixed; and no documents of compromise in compliance of order dated 25.3.2021 was received. Even today there is no representation on behalf of appellants.

A bare reading of the above facts shows that the appellants have 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 appellants in the interest of justice. On the other hand, the appellants have adopted an utterly casual and careless approach. It is clear that neither the applicants-appellants 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.

February 19, 2025

Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No