

Court No. - 48

Case :- WRIT - B No. - 816 of 1977

Petitioner :- Kabir Das

Respondent :- Banwari Lal

Counsel for Petitioner :- A.N. Bhargava

Counsel for Respondent :- S.C.,Srikant,Swapnil Kumar

Hon'ble Saurabh Shyam Shamshery,J.

This Court has passed following order on 18.9.2023:

" It is informed that Sri A.N. Bhargava, learned counsel for petitioner is no more.

2. Therefore, Registry is directed to take appropriate steps to send notice to petitioner to engage another counsel.

3. List after four weeks.

4. Sri Swapnil Kumar, Advocate has put in appearance on behalf of sole respondent."

According to office report dated 25.10.2023 NEC was issued to petitioner Nos.1/1 to 1/6, therefore service upon them could be considered to be sufficient as till today neither undelivered cover nor any appearance has been received.

In these circumstances it appears that legal heirs of original petitioner are not interested to pursue this writ petition, therefore, this writ petition is dismissed for want of prosecution with cost of Rs.1000/- to be deposited in the office of High Court Bar Association, Allahabad.

Interim order if any, stands vacated.

If any restoration application is filed, it shall be accompanied by receipt of payment of cost.

Order Date :- 26.10.2023

SB