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**RSA No. 158 of 1992
BASANT LAL V/S BANI SINGH AND ANOTHER**

Present: Mr. Moti Lal Saini, Advocate for the appellant.
(Not present)

Bani Singh, filed a suit for permanent injunction, alleging that he and defendants 2 and 3 are the owners of the property. The trial Court dismissed the suit by judgment and decree dated 25.01.1989. Plaintiff preferred an appeal which was contested by Basant Lal, the only contesting respondent.

Learned Additional District Judge, accepted the appeal and set aside the judgment and decree of the trial Court. Hence, this appeal at the instance of Bani Singh, plaintiff.

Mr. Moti Lal Saini, Advocate who filed this appeal did not put in appearance except once when he took time to have instructions. He did not put in appearance thereafter. In the circumstances, notices were ordered to be issued to the appellant and the only contesting respondent. It has been reported that the appellant as also the contesting respondent have since expired. Their legal heirs have not been brought on record. Counsel has also not put in appearance today in spite of telephonic calls. In the circumstances, this appeal be consigned to record room with liberty to the parties to get it revived by moving appropriate applications.

Copy of this order be sent to the learned counsel for the appellant.

**(G.C. GARG)
PRESIDENT**

**(N.K. KAPOOR)
MEMBER**

August 10, 2015

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