

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

**RSA No.1387 of 1989 (O&M)
Date of decision: 25.04.2016**

Murari Lal	Versus	-Appellant
Jagdish Lal and ors		-Respondents

CORAM:HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Bikramjit Singh Patwalia, Advocate
for the appellant.

Mr. Nitin Kumar, Advocate
for the respondents.

RAJ MOHAN SINGH, J. (ORAL)

Sole appellant died during the pendency of the appeal. On 04.02.2016, learned counsel for the appellant sought time in order to move an appropriate application for impleading legal representatives of deceased appellant, if any. According to learned counsel, he could not get response from the house of the appellant, despite number of communications. On 28.03.2016, last and final opportunity was granted to the learned counsel for the appellant to have instructions in the context of impleading legal representatives of deceased appellant, if any and to apprise this Court about the factual position as on date. Today, learned counsel for the appellant submits that in the absence of any instruction, he is unable to move any application for impleading any legal representative of the deceased appellant.

Faced with this situation, this Court has no alternative but to dismiss the appeal for non-prosecution.

Ordered accordingly.

25.04.2016
Prince

**(RAJ MOHAN SINGH)
JUDGE**