

In the High Court of Punjab and Haryana at Chandigarh

RSA No. 15 of 1989 (O&M)

Date of Decision: 30.3.2016

Tirath Ram

---Appellant

versus

Murari Lal and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Kabir Sarin, Advocate for the appellant

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

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Rekha Mittal, J. (Oral)

The present appeal has been directed against the judgment & decree dated 28.09.1988 whereby the appeal preferred by Murari Lal-respondent No. 1 was allowed, the judgment and decree passed by the trial Court was set aside and the suit filed by Murari Lal for redemption of the shop in dispute was allowed, subject to deposit of Rs.2,500.00 (redemption money) within three months from the date of the judgment.

On August 23, 2011, notice was ordered to be issued to respondent No.1 Murari Lal. Notice issued to Shri Murari Lal was received unserved for want of correct address. Many opportunities were provided to the appellant to furnish correct address of respondent No. 1.

On 10.02.2016 order passed by this Court reads as follows:

“Notice to respondent No. 1 could not be issued as counsel for the appellant did not furnish his correct address.

Last opportunity is provided to do the needful, failing which the appeal shall be deemed to be dismissed.

Adjourned to 30.03.2016.”

Counsel for the appellant has expressed his inability to furnish correct address of respondent No. 1. Under these circumstances, the Court is left with no option, except to dismiss the appeal.

Ordered accordingly.

(Rekha Mittal)
Judge

30.03.2016

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