

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

**RSA No.2180 of 1989**

**Date of decision: 06.05.2016**

**Jaswant Singh**

**..... Appellant**

**Versus**

**Punjab National Bank and another**

**..... Respondents**

**CORAM : HON'BLE MR.JUSTICE ARUN PALLI**

Present : Ms. Harveen Kaur, Advocate for  
Mr. G.S. Punia, Advocate for the appellant.  
None for the respondents.

**ARUN PALLI, J. (Oral)**

A suit for recovery for a sum of Rs.9085-50 paisa filed by the respondent-Bank was decreed by the trial Court vide judgment and decree dated 20.05.1987. Appeal preferred against the said decree failed and was dismissed on 4.4.1989. That is how, the defendant is before this Court. Records show that at the time of admission of the appeal on 8.12.1989, prayer for stay of execution of the decree was declined by this Court. Almost, 27 years have gone by. That being so, learned counsel for the appellant submits that there is a possibility that the decretal amount must have been recovered by the decree holder. She submits, perhaps for that reason, neither the appellant nor anybody on his behalf has contacted her office for the past several years. The matter appears to have become infructuous with the efflux of time.

Accordingly, the appeal is disposed of as having become

infructuous. However, in case any dispute/right or interest still survives, the appellant shall be at liberty to move an appropriate application for restoration of the appeal for its decision on merits.

**May 06, 2016**

Manoj Bhutani

**(ARUN PALLI)**

**JUDGE**