

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

ESA No.30 of 2013(O&M)

Date of Decision: 09.10.2017

Shital Singh

.....Appellant

Vs

Avtar Singh and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Rajbir Wasu, Advocate
for the appellant.

RAJ MOHAN SINGH, J.(Oral)

On 07.09.2015, learned counsel for the appellant stated before the Court that the sole appellant has died and the attorney of appellant has informed the aforesaid fact to him. On the statement of learned counsel for the appellant, the case was adjourned *sine die* with a liberty to get it revived on filing appropriate application to that effect.

Today, learned counsel for the appellant again reiterated the same facts and showed his inability to bring on record legal representatives of the appellant. Fresh address of respondent No.1 has to be given besides bringing on record the legal representatives of deceased respondent No.2.

In view of impending requirement, learned counsel for the appellant showed his helplessness in the matter for complying with the aforesaid requirement.

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

Dismissed for non-prosecution.

09.10. 2017

Prince

**(RAJ MOHAN SINGH)
JUDGE**