

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

210

RFA No.3121 of 2015(O & M)

Date of Decision:28.03.2017

Shri Om

....appellant

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Ram Pal Verma, Advocate for the appellant

Ms.Safia Gupta, AAG Haryana

Mr.Ashwani Gaur, Advocate for respondents No.3 to 12

ARUN PALLI, J. (ORAL):

On May 23, 2016, this Court had passed the following order:

**“Learned counsel for the appellant seeks
time to verify the fact, which has been brought to the
notice of this Court by learned counsel for respondents
No.3 to 12 by way of CM No.6265-CI of 2016.**

On his request, adjourned to 17.08.2016.”

Thereafter, the matter was adjourned thrice, consecutively, on the request of learned counsel for the non-applicant/appellant to furnish an affidavit in response to Civil Misc.No.6265-CI of 2016. No reply to the application has been filed, to date. It was made clear on the previous date of hearing that in the event of default, the appeal shall be dismissed for non-prosecution.

That being so, the court is choiceless but to dismiss the appeal for non prosecution.

Ordered accordingly.

March 28, 2017

**(ARUN PALLI)
JUDGE**