

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

205

**RFA No.57 of 2014(O & M)
Date of Decision:02.02.2017**

Azad Singh

....appellant

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: None for the appellant

ARUN PALLI, J. (ORAL):

On the previous date of hearing, this Court had passed the following order:

Present: None for the appellant.

On July 25, 2016, this Court had passed the following order:-

“Office report indicates that notice could not be issued to the respondents, as counsel for the appellant did not furnish the process fee.

Learned counsel for the appellant prays for and is granted two weeks' time to resort to necessary measures in this regard.

Upon compliance, let notice be issued to the unserved respondents for 07.11.2016.”

Again, office report indicates that notice could not be issued to the respondents, for, learned counsel for the appellant did not furnish the process fee. None has caused appearance on behalf of the appellant either to pursue the same. Although, there is hardly any justification to afford any further opportunity to the appellant, but to avert any miscarriage of justice,

learned counsel for the appellant is granted one last opportunity to furnish process fee within a week from today. And upon compliance, let notice be issued to the respondents for 02.02.2017.

However, it is made clear that in the event of any default the appeal shall stand dismissed for non-prosecution without any further reference to the Bench.

The position is not any different even today. For, again learned counsel for the appellant has not furnished the process fee. Nobody is present either on behalf of the appellant to pursue the matter

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

Dismissed for non-prosecution.

February 02, 2017

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**(ARUN PALLI)
JUDGE**

Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No