

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

RSA No.1221 of 2017 (O&M)
Date of decision : 13.10.2017

Harbans Singh (since deceased) through his LRs

...Appellant

Versus

Jagnesh Kumar and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: None.

ANIL KSHETARPAL, J. (ORAL)

Yesterday, the case was listed. Office was requested to inform the learned counsel for the appellant as he was not present. It has been reported by my staff that the counsel was contacted on telephone and he has stated that the brief has already been taken away and he has no instructions.

Keeping in view the aforesaid fact, this Court is left with no choice but to dismiss the appeal for non-prosecution.

Regular Second Appeal is dismissed for non-prosecution. However, the application for restoration shall be entertained by the office only on deposit of ₹25,000/- as tentative costs.

13.10.2017

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No