

RSA No. 2502 of 2017 (O&M)

DATE OF DECISION:08.05.2017

Pal Singh through his LR

.....Appellant

Versus

Satpal Singh Gill through his LRs and others

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Akaant Kumar Mittal, Advocate
for the appellant.

DAYA CHAUDHARY, J.

The appellant has died during pendency of the proceedings but his LR was not brought on record during pendency of the appeal before the lower appellate Court. The appeal has been filed through LR before this Court. The Registry has raised an objection that the LR was required to be brought on record before passing of the judgment by lower appellate Court as the appellant had died before passing of the said judgment.

The appellant is having remedy to approach the lower Appellate Court for amendment in the title of judgment and decree but no such application has been moved there.

The present appeal is, therefore, dismissed.

However, the appellant is at liberty to move an application before the lower appellate Court.

May 08, 2017
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes