

In the High Court of Punjab and Haryana at Chandigarh

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CR No. 37 of 2017

Date of decision: 9.8.2018

SURINDER KUMAR

.....petitioner

Versus

PARVEEN KAUR

.....respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: None

RAJ MOHAN SINGH, J.(oral)

Notice of motion was issued on 11.1.2017 subject to deposit of ₹ 12,000/- as litigation expenses. The said amount was to be remitted to the respondent. On 16.3.2017, learned counsel for the petitioner submitted that he may be permitted to effect service on the respondent through her counsel appearing before the trial Court. The said prayer was accepted on filing of process fee. The case was ultimately adjourned for 6.9.2017, but learned counsel for the petitioner did not collect the summons in compliance of the order dated 16.3.2017. It was ordered that compliance of the order dated 16.3.2017 be made by the adjourned date and the case was adjourned for 27.11.2017. Same situation persisted even on 27.11.2017 and last opportunity was granted to the petitioner to comply with the

order dated 16.3.2017, failing which lawful order shall be passed. The case was ultimately adjourned for 25.4.2018 and thereafter, it was adjourned for today.

As per office report, learned counsel for the petitioner has not collected the summons to be issued to the respondent. The factum of payment of ₹ 12,000/- towards litigation expenses has not come forth on record and there is no representation on behalf of the petitioner.

In view of above, it can be presumed that the petitioner has lost track of pursuing the case.

Accordingly, this petition is dismissed for non prosecution.

August 09, 2018
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(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/Speaking

Yes/No

Whether reportable

Yes/No