

Civil Revision No.6749 of 2017 (O&M)

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

Civil Revision No.6749 of 2017 (O&M)

Date of decision: 18.05.2018

Rajesh Kumar

.....Petitioner

versus

Vidya Devi and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - None for the petitioner.

Mr. Satbir Rathore, Advocate, for LR's of respondent No.1.

RAMENDRA JAIN, J. (ORAL)

Through CM No.6584-CII of 2018, under Section 151 CPC, petitioner has prayed for pre-poning the date of hearing in the instant petition or in the alternate to direct the trial Court not to pass the final judgment.

As per office report, respondents No.1 and 2 have expired. However, Mr. Satbir Rathore, Advocate, has appeared on behalf of legal heirs of respondent No.1. None has appeared on behalf of respondents No.3 to 6, despite their service. Respondent No.7 is reported to be not residing at the given address, whereas notices issued to respondents No.8 and 9 have not been received back, served or otherwise.

Learned counsel appearing for legal heirs of respondent No.1, has produced a copy of judgment dated 31.03.2018, duly attested by him, of the trial Court, Mukerian, and contends that main revision has rendered

infertile, because suit of the petitioner-plaintiff has been dismissed vide aforesaid judgment.

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None is present on behalf of the petitioner. On 06.04.2018 also none had appeared on his behalf. Therefore, considering judgment dated 31.03.2018 of the trial Court and the fact that petitioner or his counsel is no more interested in pursuing this petition, the same along with CM-6584-CII of 2018 is dismissed on both counts i.e. for want of prosecution as well as having rendered infructuous.

May 18, 2018
R.S.

(Ramendra Jain)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No.