

FAO No. 2176 of 1996
Date of Decision: 23.3.2018

Asha and others

---Appellants

versus

Rishi Pal and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Sachin Mittal, Advocate
for the appellants**

Rekha Mittal, J.

Counsel for the appellants has expressed his inability to file an application for impleading legal representatives of respondent Nos. 1 and 2 as the appellants failed to contact him despite his best efforts.

Perusal of the record would reveal that notice to respondent Nos. 1 and 2 was ordered to be issued vide order dated 19.2.2014 and it was reported that respondent Nos. 1 and 2 have passed away. On the subsequent date i.e. 28.4.2014, appellants were directed to take appropriate steps for impleading legal representatives of respondent Nos. 1 and 2. Since then, the appellants have been allowed umpteen number of opportunities for doing the needful but they have failed to do so despite expiry of approximately four years. In the given circumstances, there is no option with the Court except to dismiss the appeal for failure of the appellants to implead legal representatives of deceased respondents.

Dismissed.

(Rekha Mittal)
Judge

23.3.2018

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No