

FAO- 3839 of 2007(O&M)
Date of Decision: 14.11.2018

Bhagat Singh

---Appellant

versus

M/S DHBVNL and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: None for the appellant

Rekha Mittal, J.

Notice to respondent No. 2 could not be issued as counsel for the appellant did not supply correct/complete address of respondent No. 2.

A relevant extract from order dated 4.5.2018, reads as follows:-

“Respondent No. 2 remains to be served. Last opportunity of three weeks is granted to counsel for the appellant to file correct/complete address of respondent No. 2. In that event, let notice be issued to respondent No. 2 for 31.8.2018, otherwise the matter be listed on 30.5.2018.”

Counsel for the appellant not only failed to comply with order dated 4.5.2018 despite last opportunity of three weeks being granted to file complete/correct address of respondent No. 2, he has not bothered to cause appearance to say something in the matter. In the given scenario, there is no alternative with the Court except to dismiss the appeal for failure of the appellant to comply with order dated 4.5.2018.

Dismissed.

(Rekha Mittal)
Judge

14.11.2018

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No