

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

**LPA No.999 of 2014 (O&M)
in CWP No.3839 of 1990
Date of Decision.31.07.2018**

Santosh and another

...Appellants

Vs

The State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE AMIT RAWAL**

Present: None for the appellants.

Mr. Ankur Mittal, Addl. A.G., Haryana with
Mr. Manoj Dhankhar, AAG, Haryana.

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RAJESH BINDAL J.

The present appeal was admitted on 01.07.2014. The case is put up by the registry with the report that service of respondent No.5 could not be effected as he has expired.

On 27.07.2017, this Court recorded that despite intimation, the counsel for the appellants had not taken any steps to implead legal representatives of deceased-respondent No.5, the only contesting respondent and last opportunity was granted.

On the next date of hearing, the matter was adjourned in the absence of counsel for the appellants, on his written request.

When the matter was taken up on 07.05.2018, the counsel for the appellants still was not present and this Court passed the following order:-

“The appeal was admitted on 01.07.2014. The case was listed on 27.07.2017, as the office reported that

contesting respondent No.5 had expired. Time was granted to the appellants to implead his LRs on record. Needful was not done. On 28.11.2017, on written request of counsel for the appellants, the case was adjourned for today. Legal representatives of respondent No.5 have still not been impleaded. Today again, adjournment slip has been filed.

Time is granted to the appellants to implead LRs of respondent No.5 within six weeks. On failure, the matter shall be put up before the Court for passing appropriate order. In case of impleadment of LRs of respondent No.5, their services be effected for a farzi date.”

Today again none represented the appellants.

Despite grant of number of opportunities, legal representatives of deceased respondent No.5, the only contesting respondent, have not been impleaded, hence, we have no other option but to dismiss the present appeal in default.

Ordered accordingly.

(RAJESH BINDAL)
JUDGE

(AMIT RAWAL)
JUDGE

July 31, 2018

Pankaj*

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No