

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

**RFA No.4439 of 2016 (O&M)
Decided on :05.12.2018**

Rojdar and others

... Appellants

Versus

Neetu and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: None for the appellants.

G.S. Sandhawalia, J. (Oral)

Case has been called twice, but none is present on behalf of the appellants.

Respondents remain unserved except respondent No.3. Way-back on 21.07.2017, counsel was directed to furnish correct addresses of unserved respondents. Another opportunity was given on 12.12.2017. Thereafter, on 10.05.2018 counsel had been given 3 weeks time to do needful. Today, none is present to explain the lapse.

The appeal arises out of the proceedings petition filed under Section 30 of the Land Acquisition Act, 1894 regarding the apportionment of the compensation. Vide order dated 30.08.2013 passed by the Reference Court, Nuh, respondents have been held entitled to receive the amount of compensation as per their share in the statement under Section 19 after excluding the amount of ₹5,000/- of mortgage amount in equal shares. In such circumstances the respondents are necessary party.

Accordingly, for want of prosecution, the present appeal is dismissed.

**(G.S. SANDHAWALIA)
JUDGE**

DECEMBER 05, 2018

Naveen

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No