

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

107

CR-8428-2018 (O&M)
Date of decision : 21.12.2018

Raj Kumar and others

.... Petitioners

Versus

Madan Lal Sharma and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE B.S.WALIA

Present: Mr. Tanmoy Gupta, Advocate
for the petitioners.

B.S. Walia, J. (Oral)

1. A perusal of the impugned order reveals that the civil suit filed in the year 2004 was decreed on 24.05.2010. The petitioners had put in appearance in the civil suit and were represented through counsel. However appeal was filed only on 14.07.2014 after a gap of four years and two months from the date of judgment and decree by taking a plea that they were not aware nor were having knowledge of the decision of the suit as they never visited the Court nor they tried to find out the decision of the suit. The learned trial Court refused to accept the aforementioned stand as constituting sufficient cause. Besides the petitioners filed the appeal only after being served notices in the execution proceedings. The explanation given by the petitioners by no stretch of imagination can be said to be constituting sufficient cause.

2. Accordingly, no case is made out warranting interference with the well reasoned order passed by the learned trial Court. At this Stage, learned counsel states that he does not press the revision petition and wants to withdraw the same.

3. Dismissed as withdrawn.

21.12.2018
anju

(B.S. WALIA)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No