

In the High Court of Punjab and Haryana at Chandigarh

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**Date of decision:02.07.2019
RSA No.2277 of 2007(O&M)**

GURBACHAN SINGH

.....appellant

Versus

JAGGA SINGH AND ORS.

.....respondents

RSA No.867 of 2008(O&M)

GURBACHAN SINGH

.....appellant

Versus

STATE OF PUNJAB AND ORS.

.....respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: None for the appellant.

Mr.Ajay Pal Singh, Advocate for
respondents No.1,3 and 4 (in RSA-2277-2007) and
for respondents No.2 and 3 (in RSA-867-2008)

Mr.G.N.Malik, Advocate
for respondent No.2 ((in RSA-2277-2007) and
for respondent No.5 (in RSA-867-2008)

RAJ MOHAN SINGH, J.(oral)

Vide this common order, RSA Nos.2277 of 2007 and
867 of 2008 are being disposed of.

Facts are being taken from RSA Nos.2277 of 2007.

Present appeal was filed in the year 2007. Notice of
motion was issued on 5.12.2008. Thereafter, the matter could
not be argued for the reasons drawn on record. On 15.11.2016,
both the appeals were dismissed for non appearance of

appellant or his counsel.

The appeal was restored vide order dated 28.2.2017. Still the appeal was not argued. Vide order dated 4.10.2017, it was observed that the appeal is pending at motion stage for the last more than 10 years. The prayer for adjournment was found to be not justified, yet in the interest of justice, one last and final opportunity was granted subject to payment of costs of ₹ 5,000/- to be deposited in the Punjab and Haryana High Court Advocates' Welfare Committee. The case was adjourned for 14.5.2018. On the adjourned date also the case was not argued and further costs of ₹ 5,000/- was imposed to be desposited in favour of High Court Legal Services Committee. Thereafter, vide order dated 18.7.2018, last opportunity was granted to the appellant to address arguments and in due course the case was adjourned for today.

Today also, there is no representation on behalf of the appellant and this Court is left with no alternative but to dismiss the appeals for non prosecution.

Accordingly, both the appeals are dismissed for non prosecution.

July 02, 2019
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(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/Speaking

Yes/No

Whether reportable

Yes/No