

AVTAR SINGH VS M/S CARGO CARRIERS INDIA AND ANR.

Present: Mr. Bhavdeep Singh, Advocate
for Mr. R.S.Mamli, Advocate
for the appellant

Mr. R.K.Bashamboo, Advocate
for Mr. R.C.Gupta, Advocate
for respondent No. 2

Counsel for the appellant has not filed an application for impleading legal representative(s) of respondent No. 1 despite last opportunity provided vide order dated 4.5.2018. A relevant extract from order dated 4.5.2018, reads as follows:-

“It has been reported that L.Rs. of respondent No. 1 are yet to be brought on record. Last opportunity of three weeks is granted to counsel for the appellant to do the needful.

Adjourned to 30.5.2018.”

In the given scenario, there is no option with the Court except to dismiss the appeal against respondent No. 1. Its adverse affect qua appeal against other respondent would be seen at the time of final hearing of the appeal.

Registry is directed to make necessary endorsement on the Memo of Parties.

Counsel for respondent No. 2 would apprise the court about dismissal of appeal against respondent No. 1 at the time of final hearing.

IOIN stands disposed of.

(Rekha Mittal)
Judge

10.1.2019

PARAMJIT