

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CM-5590 & 93-CII of 2019 in/and
FAO No. 2150 of 2016 (O&M)
Date of Decision:02.05.2019

Rupinder Kaur and others

.....Appellants

Versus

Jasbir Singh and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. K.K.Saini, Advocate
for the applicants-appellants.

LISA GILL, J(Oral).

CM-5590 & 5593-CII of 2019.

This appeal was dismissed in default on 16.01.2019. Prayer is for recalling order dated 16.01.2019 and restoration of the appeal, besides condonation of delay of 19 days in filing the application.

It is submitted that non-appearance of the counsel was not intentional but due to circumstances beyond his control. The applications are duly accompanied by an affidavit of the counsel.

For the reasons mentioned in the applications and the arguments addressed, delay of 19 days in filing the application is condoned, order dated 16.01.2019, whereby this appeal was dismissed in default, is recalled and appeal is restored to its original number.

Applications are disposed of.

At request of learned counsel for the appellants, main appeal is taken up for hearing today itself.

FAO No. 2150 of 2016.

Learned counsel for the appellants submits that he has specific telephonic instructions from the appellants, to withdraw this appeal keeping in view the guidelines laid down by Hon'ble Supreme Court in **National Insurance Company Limited Vs. Pranay Sethi and Ors. 2017(4) R.C.R. (Civil) 1009.**

Appeal is accordingly dismissed as withdrawn

02.05.2019

s.khan

[LISA GILL]

Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.