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HIGH COURT OF CHHATTISGARH, BILASPUR

Second Appeal No. 446 of 2009

1. Rajkumar, aged about 45 years, Son of Malikram, R/o. Village Vicharpur, Tahsil Mungeli, Distt. Bilaspur (CG)
2. Ramshankar, aged about 52 years, Son of Malikram, R/o. Village Vicharpur, Tahsil Mungeli, Distt. Bilaspur (CG)
3. Shiv Kumar, aged about 47 years, Son of Malikram, R/o. Village Vicharpur, Tahsil Mungeli, Distt. Bilaspur (CG)
4. Ramkrishna, aged about 40 years, son of Malkiram, R/o. Village Vicharpur, Tahsil Mungeli, Distt. Bilaspur (CG)

---- Appellants/Plaintiffs

Versus

1. Dujabai, aged about 55 years, D/o. Malikram, Wife of Ramcharan Kurmi, R/o. Village Bijatarai, Tahsil Mungeli, Distt. Bilaspur (CG)
2. Nonibai, aged about 50 years, Wife of Ratan Kurmi, R/o. Village Pandotara, Tahsil Mungeli, Distt. Bilaspur (CG)
3. State of Chhattisgarh Through The Collector, Bilaspur (CG)

---Respondents/Defendants

For Appellant : None present
For Respondents : None present

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

21.11.2020.

1. None present for the appellants, even when the matter is called for hearing in the second round.

2. According to the SPC report, appellant No.2 has died and no steps has been taken for substitution of his legal heirs. Appellant No.1 has refused to accept the SPC notice and remaining appellants are unserved as they are not residing in the given address.

3. In this circumstances, this Court has left with no other option, except to dismiss the present appeal for want of prosecution.

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

. **Sd/-**

(Sanjay K. Agrawal)

JUDGE

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