

Sr. No.1

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

RSA No.722 of 1988 (O&M)

Date of Decision: 03.03.2020

Ram Kishan @ Ram Krishan through LRs and others

... Appellants

Versus

Vijay Kumar

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None for the appellants.

Mr. Rakesh Gupta, Advocate,
for the respondent.

ARUN MONGA, J.(ORAL)

Present second appeal arises out of the civil suit filed some time in the year 1981 whereby the plaintiff/respondent on the basis of sale deed in his favour had sought permanent injunction restraining the defendant from interfering into his ownership/possession on the suit property. The suit was decreed. Appellant also failed in first appeal.

2. The defendant suffered adverse findings returned by both the Courts below and filed the present second appeal. The appeal was admitted way back in the year 1988 and no interim order was granted in favour of the appellant/defendant.

3. When the case was called out, none appears for the appellants.

4. By its sheer pendency for more than 31 years before this Court the appeal seems to have either been rendered

infructuous or even otherwise the appellants seem to have lost interest in pursuing the same.

5. Regular Second Appeal is, accordingly, disposed as infructuous with liberty to the appellants to file an appropriate application in case, any cause of action still survives.

03.03.2020
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No