

**317 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.18250 of 1996 (O&M)
Date of decision : February 27, 2020**

Avtar Singh **Petitioner**

Versus

The State of Punjab and another **Respondents**

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. B.S. Patwalia, Advocate for the petitioner.
Ms. Anju Arora, Addl. A.G., Punjab.
Mr. Hoshiar Singh, Advocate for
Mr. Sanjiv Sharma, Advocate for respondent No.2.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that RSA No.60 of 2011 filed by the petitioner Avtar Singh was dismissed for non-prosecution as Sh. Avtar Singh died during the pendency of those proceedings, as nobody was impleaded as legal heirs, so as to continue the proceedings in RSA No.60 of 2011. The facts remain the same with regard to the present writ petition as well.

Keeping in view the above, as the petitioner has already died during the pendency of the present writ petition and no one has been impleaded as legal heirs to continue the present proceedings, the present writ petition is also dismissed for non-prosecution.

However, liberty is granted to the legal heirs of the petitioner, in case, any of their grievance still subsists, appropriate application may be filed for recalling this order.

(HARSIMRAN SINGH SETHI)

February 27, 2020

JUDGE

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No