

**Sr. No.407
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**RSA No.404 of 1990 (O&M)
Date of Decision: 19.02.2020**

Needle Industries (India) Pvt. Ltd.

...Appellant

Versus

M.C.Ludhiana

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None for the appellant.

Mr. Amarjit Markan, Advocate,
for the respondent.

ARUN MONGA, J.(ORAL)

1. Having suffered the concurrent adverse findings by the Courts below, the plaintiff is before this Court in Regular Second Appeal assailing the trial Court judgment and decree dated 29.04.1987 as upheld by the learned First Appellate Court vide its judgment and decree dated 16.10.1989.

2. Suit for permanent injunction restraining defendants from selling the seized material was dismissed by the trial Court on 29.04.1987. Plaintiff's appeal was dismissed by learned First Appellate Court on 16.10.1989. The instant regular second appeal was filed by him in this Court in 1990.

3. Fresh notice was issued to the parties. As per office report, notices have not been received back served or otherwise. Appeal was filed way back in the year, 1990. No stay order was passed in favour of the appellant while admitting the present appeal.

4. It seems that by sheer pendency of the appeal for more than 29 years before this Court, either it has been rendered infructuous or even otherwise the appellant seems to have lost interest in pursuing the same.

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

19.02.2020
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No