

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

**RSA NO. 1170 OF 1992 (O&M)
DATE OF DECISION : 04.03.2020**

Sharda Nand @ Sharda Singh

...Appellant

versus

Sarwan Singh and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : None for the parties.

ARUN MONGA, J. (ORAL)

Having suffered adverse findings by the First Appellate Court below, the plaintiff is before this Court in Regular Second Appeal assailing the judgment and decree dated 28.01.1992 of learned First Appellate Court, vide which findings recorded by the trial Court qua Issue No.2 was set-aside and appeal of the defendants was partly allowed.

2. Suit for declaration was partly decreed for relief of permanent injunction in favour of the plaintiff by the trial Court on 29.07.1989.

3. The instant regular second appeal was filed way back in the year 1992. Interim relief was granted by this Court and it was ordered that the respondents can alienate the property with the permission of the Court.

4. Case called twice but no one has put in appearance on behalf of the appellant.

5. By sheer pendency of the appeal for more than 27 years before this Court, it seems to have been either rendered infructuous or even otherwise the appellant seems to have lost interest in pursuing the same.

6. 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.

(ARUN MONGA)
JUDGE

MARCH 04, 2020
shalini

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| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |