

Sr. No.1

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

**RSA No.494 of 1990 (O&M)
Date of Decision: 13.03.2020**

Kartar Singh

... Appellant

Versus

Jagir Singh and another

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None for the appellant.

Mr. Kewal Krishan, Advocate for
Mr. Premjit Kalia, Advocate,
for the respondents.

ARUN MONGA, J.(ORAL)

1. Regular Second Appeal was filed by defendant in the year 1990. It arose out of a civil suit filed way back in the year 1985 for possession by way of specific performance of the contract for sale dated 17.12.1982 executed by defendant in favour of the plaintiffs. Civil Suit was dismissed on 11.03.1987. Vide judgment and decree dated 02.08.1989, first appeal filed by the plaintiffs was partly allowed to the extent of alternative relief that plaintiffs were entitled to recover Rs.8,000/- along with interest @ 12% P.A. from the date of the advance money received by the defendant from the plaintiffs.

2. While admitting the appeal, no stay order was passed by this Court.

3. None has put in appearance on behalf of the appellant.

4. It seems that by sheer pendency of the appeal for more than 30 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.

13.03.2020
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No