

Sr. No.590

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

RSA-712-1992 (O&M)
Date of Decision:03.03.2020

AJMER SINGH

... Appellant

Versus

LABH SINGH

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Ms.Arpana Singhal, Advocate
for the appellant.

ARUN MONGA, J.(ORAL)

1. The Regular Second Appeal herein arises out of civil suit filed way back in the year 1987 seeking declaration to the effect that plaintiff/respondent is owner in joint possession to the extent 1/3rd share of the suit property. The suit was decreed in favour of the plaintiff and against the appellant herein vide judgment dated 19.01.1990. The First Appeal filed by the defendant-appellant was dismissed on 21.08.1991, affirming the findings returned by the trial Court. Hence, the present appeal.

2. The Regular Second Appeal was admitted vide order dated 27.08.1992 and no interim stay was granted on the operation of the judgment and decree under challenge.

3. Today, Ms.Arpana Singhal, Advocate appears and submits that, though she does not have the Power of Attorney but as a matter of professional courtesy she is assisting this Court and has prepared this case for arguments as she is associated with the office of Mr.Avneesh Mittal, whose father at the relevant time was in practice and had filed the present

appeal. However, she has no instructin to argue the matter on behalf of the appellant. Learned counsel fairly submits that she has written registered letter to the appellant which has been returned with remarks that no person by such name lives on the address as provided by the appellant.

4. Be that as it may, it seems that by sheer efflux of time, the appellant has lost interest in pursuing the matter as he has not been in contact with the office of his lawyer or even otherwise, the relief sought by him has been rendered infructuous.

5. In the premise, the appeal is disposed of as infructuous with liberty to file an appropriate application, if any cause of action still survives.

6. While parting, this Court appreciate the efforts made by the counsel appearing in the matter to contact the appellant.

03.03.2020
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(ARUN MONGA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No