

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

**RSA NO. 735 OF 1992 (O&M)
DATE OF DECISION : 04.03.2020**

Siri Ram (deceased) through L.Rs and others

...Appellant

versus

Mam Chand and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : None for the parties.

ARUN MONGA, J. (ORAL)

Having suffered the adverse concurrent findings by the Courts below, the plaintiffs are before this Court in Regular Second Appeal assailing the trial Court judgment and decree dated 15.11.1990 as upheld by the First Appellate Court vide its judgment and decree dated 02.01.1992.

2. A suit for possession of the suit property by way of pre-emption was dismissed by the trial Court. Feeling aggrieved, the plaintiffs preferred first appeal which was also dismissed vide judgment and decree dated 02.01.1992 and findings recorded by the trial Court were upheld. The instant second appeal was filed in the year 1992 and no interim relief was granted in favour of the appellant/plaintiff.

3. Case called twice but no one has put in appearance on behalf of the appellant. The appeal was admitted way back on 23.11.1992.

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

5. In the premise, the instant second appeal is 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

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