

**Sr. No.535
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

RSA No.1687 of 1991 (O&M)

Date of Decision: 18.02.2020

Smt. Bhuri Devi

...Appellant

Versus

Munshi Ram and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None for the appellant.

Mr. Rishabh Bajaj, Advocate for
Mr. Gaurav Chopra, Advocate,
for the respondents.

ARUN MONGA, J.(ORAL)

Having suffered the concurrent adverse findings by the Courts below, the defendant is before this Court in Regular Second Appeal. The trial Court had decreed the suit vide judgment and decree dated 21.01.1989. Learned First Appellate Court vide its judgment and decree dated 20.04.1991 partly accepted the appeal and modified the judgment to the extent that Bhuri Devi had inherited the shebaitship rights and that the Mandir is a charitable trust and the committee as framed by the trial Court shall continue for management of the said temple by framing the Scheme. Bhuri Devi shall be entitled to maintenance. The committee shall make necessary arrangements for payment of reasonable maintenance to Bhuri Devi with this modification the appeal stood dismissed.

None has put in appearance on behalf of the appellant.

The appeal was filed in the year 1991. By its sheer pendency for

more than 29 years before this Court the appeal seems to have either been rendered infructuous or even otherwise the appellant seems to have lost interest in pursuing the same.

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

18.02.2020
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No