

Sr. No.233

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

RSA-1700-1995 (O&M)

Date of Decision: 17.02.2020

Rajesh Khanna

... Appellant

Versus

M/s Jasmine & Co. & Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- None.

ARUN MONGA, J.(ORAL)

1. Challenge herein is to the judgment dated 28.02.1995 passed by the First Appellate Court.
2. Suit filed by plaintiff (appellant herein) for recovery of Rs.2,28,750/- was decreed with costs by the trial Court vide judgment dated 19.02.1994. Thereafter, defendant (respondent herein) filed appeal against the judgment dated 19.02.1994 and learned First Appellate court reversed the decision of the trial court and the appeal filed by the defendant-respondent was allowed vide judgment dated 28.02.1995.
3. By way of this appeal, appellant/plaintiff has challenged the findings of First Appellate Court. No interim order was passed in favour of the appellant/defendant.
4. Notice issued to the appellant herein received back with the report that the firm of appellant has already been closed and whereabouts of appellant is not known. It seems that by the sheer efflux of time, the parties have lost their interest in the

present appeal as the same has been pending for more than 25 years. In the premise, the appeal is disposed of as infructuous with liberty to file an appropriate application, in case, any cause of action still survives.

5. Disposed of as having been rendered infructuous.

17.02.2020
Sonu

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No