

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

119

**CR-5456 of 2019 (O&M)
Date of decision: 08.12.2022**

Parminder Singh @ Pinda

..Petitioner

Versus

Bholi and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.S.Swaich, Advocate, for the petitioner.

Mr. NPS Mann, Advocate, for respondent no.1 and 2.

ANIL KSHETARPAL, J(Oral)

The plaintiff's suit for recovery of Rs.2,00,000/- as damages for malicious prosecution in a criminal trial was dismissed in default on 04.04.2016. His application, filed on 02.05.2017, to restore the suit has been dismissed by the Court. It has been noticed that the conduct of the plaintiff from the very beginning was to delay the proceedings. The plaintiff after availing three opportunities to lead evidence did not lead any evidence. Subsequently, his suit was dismissed in default. Moreover, the plaintiff was required to furnish a plausible explanation for his absence. The trial court has concluded that neither the proper explanation has been furnished nor any application for condonation of delay has been filed.

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 08, 2022

**(ANIL KSHETARPAL)
JUDGE**

nt

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No