

2023:PHHC:110874

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

114

**CM-1380-C-2020 in/and
RSA-473-2020**

Date of Decision: 24.08.2023

KHARAK SINGH

...Appellant

VERSUS

GOBIND RAI

....Respondent

CORAM: HON'BLE MRS. JUSTICE RITU TAGORE

Present: None for the appellant.

RITU TAGORE, J.(Oral)

1. This is an appeal against the impugned judgment and decree dated 10.08.2018 and 20.09.2019 passed by Civil Judge (Jr. Division), Moga and District Judge, Moga respectively.

2. Perusal of the file shows that on the last two dates, none had put in appearance on behalf of the appellant. Again, today there is no representation on behalf of appellant despite several calls. In order dated 01.02.2023, it was made clear that no further adjournment shall be granted and in the event of the case not being argued on the next date of hearing, the same shall be dismissed for non-prosecution. There are three consecutive defaults on the part of the appellant. It appears that appellant is not interested in pursuing with the matter any longer.

3. Appeal is accordingly dismissed in default for non-prosecution.

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- 4. Copy of this order be conveyed to the appellant at the address given in the memo of parties.
- 5. Liberty is also afforded to the appellant for restoration of the appeal if so desires within a period of four weeks.

(RITU TAGORE)
JUDGE

24.08.2023
Rimpal

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No