

502**FAO-1291-2002****SMT. SANTOSH DEVI AND ORS. V/S SHANKAR LAL AND ORS.**

Present:- None for the appellants.

Mr. Sandeep Suri, Advocate &
Mr. V. Ramswaroop, Advocate
for respondents No.3-United India Insurance Company Limited.

This appeal is of the year 2002. The file got burnt. It was reconstructed vide order dated 03.10.2011. As per the said order, the appeal was ordered to be put up before the Lok Adalat. When the case was taken up by the Lok Adalat on 09.04.2013, none appeared on behalf of the appellants. Notice was ordered to be issued to appellant No.1 at the address given in the memo of parties; other appellants were minor when the appeal was filed. As per the report of the process serving agency, notice could not be served because appellant No.1 was not living at the given address. Again notice was issued, which was not served with similar report. Vide order dated 21.05.2013, it was noticed by the Lok Adalat that Mr. Parmod Kumar, Advocate had filed this appeal but his name was not mentioned in the Directory of the Advocates. The appellants remained unserved with the report that no such lady was residing at the given address. In view of above, the appeal was sent back to the Registry of the High Court for proper adjudication. Again the appeal was listed before the Lok Adalat on 17.10.2023 but none appeared for the appellants and matter was adjourned to 31.10.2023. On the said date also, appellants remained unrepresented. Notice was issued to appellant No.1 and appellant No.4. As per the report of the process serving agency, when the residents of the place mentioned in the memo of parties were contacted, they stated that no such lady resided in the said house and the house belonged to them. They refused

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to accept the notice. Despite best efforts, counsel for the appellants could not be contacted. It appears that the appellants are not interested to pursue this matter. It is only a luxury litigation for them.

Accordingly, this appeal is ordered to be consigned to the record room and deemed to have been disposed of with liberty to the appellants to get it revived as and when so desired.

Registry is directed to send one copy of the above order to the appellant No.1 at the address mentioned in the Memo of Parties.

(JASBIR SINGH)
PRESIDENT

(B.C. GUPTA)
MEMBER

21.11.2023
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