

Neutral Citation No.2023:PHHC:044191

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

203+361

**CM-9998-C-2022 in/and
RSA-116-1995
Date of Decision: 24.03.2023**

Ashwani Kumar

... Appellant

Versus

Malkiat Singh and another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: None for the appellant.

Mr. Amit Jain, Senior Advocate,
with Mr. Karanbir Singh, Advocate,
for LR's of respondents.

MANISHA BATRA, J.(Oral)

CM-9998-C-2022

This is an application for bringing on the record the legal representatives of deceased respondent-Malkiat Singh.

For the reasons mentioned in the application, the same is allowed and the legal representatives of deceased respondent-Malkiat Singh are brought on record.

Amended memo of parties is taken on record.

Main Case

Notice issued to the sole appellant-Ashwani Kumar has been received back with the report that he has died. Photocopy of death certificate of deceased appellant has been annexed with the notice with the report. Smt. Ritu Vij wife of the appellant had provided the said

photocopy.

Neither the wife of the appellant nor any other legal representative of the deceased appellant has come forward today to pursue the present appeal, though obviously wife of the deceased appellant is presumed to be having knowledge about the fact that this appeal is fixed for today. Therefore, it appears that LRs of deceased appellant are not interested to pursue the appeal. Therefore, the appeal abates due to death of the appellant and is dismissed as such.

24.03.2023
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(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No