

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

**RSA-242-1995(O&M)
Date of decision: 04.05.2023**

Jhandu @ Bhundu Ram

... Appellant

Versus

Om Parkash @ Oma and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: None.

ARUN PALLI, J. (ORAL)

On the previous date of hearing, this Court had passed the following order:

“On the last date of hearing, i.e. 01.12.2022, the Court was informed that learned counsel for the appellants had passed away, and the notice for an actual date was issued to the appellant.

As per office report, the sole appellant (Jhandu @ Bhundu Ram) remains un-served for want of complete and correct address.

In the interest of justice, adjourned to 04.05.2023.”

The matter has been called out twice since morning. However, none is present on behalf of the respondents either to assist the Court. Even though they are represented by a counsel. The appeal is pending post admission since 13.02.1995.

In the given circumstances the Court is choiceless but to dismiss the appeal for non-prosecution.

Ordered, accordingly.

Needless to assert that in case any dispute, cause of action or interest still survives, the appellant shall be at liberty to move appropriate application for restoration of the appeal and its decision on merit.

(Arun Palli)
Judge

04.05.2023
Rajan

Whether speaking / reasoned:	YES/NO
Whether Reportable:	YES/NO