

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

538

RSA-158-1996
Date of decision: 16.02.2023
.... Appellant

Ram Devi

Versus

The Haryana Urban Development Authority and another
... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None.

ARUN MONGA, J. (ORAL)

Having suffered concurrent adverse findings by the two Courts below, the plaintiff is in second appeal before this Court assailing the trial Court judgment and decree dated 27.09.1994 dismissing the suit for permanent injunction as upheld by the learned First Appellate Court vide its judgment and decree dated 22.05.1995.

While admitting the appeal vide order dated 24.09.1997, it was ordered that appellant shall not be dispossessed by the respondents except in due course of law.

When taken up for final hearing, none has put in appearance on behalf of the parties. In this context, it is important to note that a specific notice has been issued in the cause list, as well as on the notice Board of the Court room, stating “*In the category of “To Be Taken UP” Regular matters shown in the daily cause list, if learned counsel still do not appear, it would be an indicator that they are not interested in pursuing the same and the cases shall then be decided regardless of their presence. Learned counsels are, therefore, requested to watch the regular cause list of the Court.*” Notwithstanding none appears. Court is left with no choice but to dismiss the petition.

Dismissed in default.

Pending application, if any, shall also stand disposed of.

(ARUN MONGA)
JUDGE

16.02.2023
D.Bansal

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No