

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

119

CR-2069-2022

Date of Decision: 20.07.2023

Nirbair Singh

....Petitioner

Versus

Avinash Gupta and others

...Respondents

CORAM:HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Rohit Rattewal, Advocate for
Mr. Subhash Kumar, Advocate for the petitioner.

Ms. Jasleen Kaur Sidhu, DAG Punjab.

SANJAY VASHISTH, J.(Oral)

A perusal of the file indicates that when the petition came up for hearing for the first time on 23.05.2022, no one appeared on behalf of the petitioner. Again on 12.09.2022, there was no representation on behalf of the petitioner.

Noticing the factum of non-appearance on behalf of the petitioner, on previous date of hearing i.e. 09.11.2022, the following order was passed by the co-ordinate bench of this Court:

'A request for an adjournment has been made on behalf of arguing counsel for the petitioner.

A perusal of all the previous orders reveals that not even once, learned counsel for the petitioner has put in appearance.

Purely in the interest of justice, the case is adjourned to 20.07.2023.'

Today also proxy counsel has appeared on behalf of the petitioner and again sought adjournment. There is no reasonable justification with the counsel for the petitioner, especially when the petition has been filed for challenging the order dated 23.04.2021 (Annexure P-6) vide which warrants of possession was issued by the Executing Court.

In view of the above, the present petition is dismissed for non prosecution.

[SANJAY VASHISTH]
JUDGE

July 20, 2023
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Whether speaking/reasoned	Yes/no
Whether reportable?	Yes/no