

IOIN-RSA-4780-2002 in/and
RSA No.4780 of 2002 (O&M)
Date of Decision: 13.01.2023Haryana Urban Development Authority, Panchkula and another
.....Petitioners

Versus

Sushila Yadav

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: None.

RAJBIR SEHRAWAT, J. (ORAL)**IOIN-RSA-4780-2002**

The main appeal was admitted on 19.02.2004. On 09.11.2022, the case was put up before this Court as no application for brining on record the legal representatives of the sole respondent was filed. Therefore, vide order dated 09.11.2022 passed by this Court, four weeks time was granted to the appellant to file the necessary application for brining on record legal representatives of the respondent.

Now again office note has been put up by the Registry as no application for brining on record the legal representatives of the sole respondent has been filed.

In view of the above, the main appeal is taken up on board for hearing.

IOIN stands disposed of.

Main Appeal

The present appeal has been filed against the judgment dated 18.07.2002 passed by Additional District Judge, Karnal partly upholding the

judgment dated 02.02.2001 passed by the Civil Judge (Jr. Divn.), Karnal, whereby the suit for declaration with a consequential relief of permanent injunction was dismissed.

As per the office report, the sole respondent has since expired. Neither any application for bringing on record the legal representatives of the sole respondent has been filed, nor any one is present on behalf of the appellant. Earlier also, there had been adjournments sought by the counsel for the appellant. It appears that the appellant has lost its interest in the case. Further, no decree can be passed against a dead person.

Dismissed.

The pending miscellaneous application, if any, is also disposed of as such.

(RAJBIR SEHRAWAT)
JUDGE

13.01.2023

sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No