

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

**RSA No.4211 of 2005 (O&M)
Date of Decision :02.03.2023**

Pt. Devi Dass

.....Appellant

Versus

**Punjab State, Public Health Department through its Secretary,
Chandigarh and others**

..... Respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : None for the appellant.

Mr. Avinit Avasthi, AAG, Punjab.

ARUN PALLI, J. (Oral):

The appeal is pending post admission since 30.04.2007.

Vide impugned judgment and decree dated 08.08.2005, passed by the First Appellate Court, the suit filed by the appellant-plaintiff for mandatory injunction, requiring the respondents-defendants to remove the water supply pipeline which they illegally and forcibly laid down in the property of the plaintiff, had since been dismissed.

The matter has been called out twice since morning but none is present on behalf of the appellant to pursue the appeal. It appears that in the wake of the nature of the relief prayed for, the matter has been rendered infructuous with efflux of time.

Be that as it may, as none is present on behalf of the appellant, the appeal is dismissed for non-prosecution.

**(ARUN PALLI)
JUDGE**

02.03.2023

Manoj Bhutani

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No