

Daily Lok Adalat

Bench No.4

504

FAO-1216-2008

KAILASH GROVER & ORS V/S SANGEETA MATHUR & ORS

Present:- None for the appellants.

Mr. Paul S. Saini, Advocate &
Mr. Vinod Gupta, Advocate with
Ms. Anita Sharma, Deputy Manager
for respondent No.2-New India Insurance Company Limited.

None appeared on behalf of the appellants on 13.05.2023 when this appeal was fixed before the National Lok Adalat. Matter came before the Daily Lok Adalat on 20.07.2023. Mr. Brijender Kaushik, Advocate through whom this appeal was filed appeared and stated that he had no instructions as the parties had taken the brief from him. Taking note of this, notice was sent to the appellants for appearance on 10.08.2023. On 10.08.2023, none came present on behalf of the appellants and as per report of process serving agency, notices remained unserved with the report that house number given in the address was not traceable. Thereafter, it was ordered that the appellants be served on the following address:-

“House No.831/1661, Ram Bazar, near Chaudhary Sweets, Ambala City”.

Matter was adjourned to 24.08.2023. On 24.08.2023, service was not completed. Fresh notices were issued to the appellants and in this regard respondent No.2-Insurance company was also directed to depute some Investigator to serve the notices on the appellants and matter was adjourned for 14.09.2023. On 14.09.2023, notices remained unserved for want of complete address. At this stage, it was ordered that, notices be issued to serve the appellants through the counsel, who represented them in the Lower Court namely Sh. Jaideep Prasher,

Advocate and matter was adjourned to 28.09.2023. On 28.09.2023, it was found

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that notice was received back unserved for want of complete address. It was ordered that notices be again sent to the appellants through the counsel Mr. Jaideep Prasher, who represented the appellants before the Court below and matter was adjourned to 12.10.2023. On 12.10.2023, as per service report, notice was handed over to the counsel concerned. However, none came present and the matter was again adjourned to 02.11.2023. On 02.11.2023, notice was ordered to be sent to respondent No.3-Ashu Grover, who was the widow of the deceased. It was also ordered that let notice be handed over to the Sarpanch of village Barara, District Ambala with a request to hand over the same to the aforementioned parties and the matter was adjourned to 23.11.2023. On 23.11.2023, it has been written in the service report that village Barara is a part of Municipal Committee for the last so many years; as such there is no village Sarpanch. Notices remained again unserved. When none came present, matter was again adjourned for today i.e. 14.12.2023. Today also, none has appeared on behalf of the appellants. It appears that the appellants have lost interest in the litigation. Despite best efforts made, their presence could not be secured.

In view of above, this appeal is ordered to be consigned to the record room and deemed to have been disposed of with liberty to the appellants to get it revived as and when so desired.

(JASBIR SINGH)
PRESIDENT

(B.C. GUPTA)
MEMBER

14.12.2023
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