

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.101-2

CWP-13416-2023 (O&M)

Date of decision: 01.09.2023

Deepinder Pal Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: None for the petitioner.

Ms. Deepali Puri, Addl. A.G., Punjab.

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DEEPAK SIBAL, J. (Oral)

1. Through the present petition, the petitioner prays for the issuance of directions to the respondents to keep in abeyance warrants of possession dated 31.05.2023 till the final disposal of LPA No.379 of 2021.
2. Through order dated 10.11.2021 a Division Bench of this Court has dismissed LPA-379-2021 – Deepinder Pal Singh vs. State of Punjab and others. Such order reads as under:-

“Request for further time of two weeks has been sought by the appellants's counsel through a message in the WhatsApp group.

The request of the counsel for the appellants cannot be accepted in the light of the order dated 28.10.2021 passed by this Court, which reads as follows:-

“The case has been called for the second time and again a request for pass over has been made by the counsel for the appellants. It needs to be pointed out that order dated 19.04.2021 passed by this Court which has not been complied with by the appellants till date despite two dates having been granted by this Court. On 16.09.2021 last opportunity was granted to the appellants to comply with order dated 19.04.2021 still the said order has not been complied with. We do not find any justification for granting further adjournment or passing over the matter, however, in the interest of justice we adjourned the

case for 10.11.2021.

It is made clear that in case the order dated 19.04.2021 passed by this Court is not complied with prior to the next date of hearing, the present appeal is likely to be dismissed for non-prosecution.”

In the light of the above, the appeal is dismissed for non-prosecution, however, on an application to be moved by the appellants along with the relevant records, the Court will consider the request for restoration.”

3. In the light of the above, the present petition is also dismissed. However, in case, the afore intra court appeal is restored, the petitioner shall also be at liberty to move for revival of the instant petition.

(DEEPAK SIBAL)
JUDGE

(SANDEEP MOUDGIL)
JUDGE

September 01, 2023
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No