

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RA-CW-244-2023 (O&M)
IN CWP-9172-2019
Date of decision: 17.07.2023

HARI SINGH AND ANR

...Applicants

Versus

GRAM PANCHAYAT AND ANR

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Amarjit Markan, Advocate for the applicants.

Ms. Monika Jalota, Sr. DAG, Punjab

SURESHWAR THAKUR, J. (ORAL)

CM-9867-CWP-2023 & RA-CW-244-2023

1. Since despite the occurrence of demise of co-petitioner No.2 during the pendency of the CWP-9172-2019, this Court had proceeded to make the verdict, as is asked to be reviewed. The said was not done, as then neither an oral intimation in respect thereof was made to this Court by the learned counsel for the petitioners nor any application seeking the substitution of the deceased-co-petitioner No.2, thus became filed nor was *subjudice* before this Court. Therefore, the asked for review is allowed, as the verdict made against an unsubstituted dead litigant becomes non-est, and, void. However, the application for bringing on record the LRs of deceased-co-petitioner No.2 is allowed. Amended memo of parties has been filed, and, the same is taken on record. The Registry is directed to tag the same, at an appropriate place.
2. No notice to the newly added co-petitioners, as they stand represented through the counsel Mr. Amarjit Markan.
3. Main case is taken on Board today. Vide separate judgment of even date, the same has been disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

17.07.2023

(KULDEEP TIWARI)
JUDGE

Ithlesh