

2023:PHHC:044302

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

319

**FAO-1979-2016 (O&M)
Date of Decision: 24.03.2023**

Ranvir Singh Lamba

... Appellant

VERSUS

Mukesh and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE RITU TAGORE

Present: None for the appellant-claimant.

Mr. Vipul Sharma, Advocate for
Mr. Subhash Goyal, Advocate and
Mr. Satpal Dhamija, Advocate
for respondent-Insurance Company.

RITU TAGORE, J.(Oral)

This is an appeal for enhancement of compensation filed by the appellant-claimant through his counsel Mr. G. S. Malik Advocate. Appeal was admitted on 24.05.2016. Respondent No.3-Insurance Company through its counsel had also appeared and accepted the notice. Matter was referred to the permanent Lok Adalat for settlement.

Order dated 09.12.2022 shows that on non-appearance of the appellant-claimant, notice was ordered be given to his counsel. Further order dated 11.01.2023 contains the reference of report of the Registry, whereby learned counsel for the appellant-claimant was informed through e-mail but none had put up appearance.

Accordingly, again notice was ordered to be given to the appellant as well as to the counsel for the appellant for 27.01.2023.

On 27.01.2023 as per the office note, the notice to the counsel for the appellant had again received back as served through e-mail but notice to the appellant had not received back either served or otherwise.

Again, today there is no representation on behalf of appellant-claimant despite several calls and pass over. As per report of the Registry, appellant is not residing at the given address. There are five consecutive defaults on part of the appellant, it appears that appellant is not interested in pursuing the matter any longer.

Appeal is accordingly dismissed in default for non-prosecution.

Copy of this order be conveyed to the appellant at the address given in the memo of parties.

Liberty is afforded to the appellant for restoration of the appeal within a period of 4 weeks.

(RITU TAGORE)
JUDGE

24.03.2023
Rimpal

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No