

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RFA-COM-9-2017 (O&M)

DATE OF DECISION: 13.09.2023

M/S UNITED RICE MILLS

.....APPELLANT

Vs.

PUNJAB STATE WAREHOUSING CORPORATION LTD. AND
ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: None.

G.S.SANDHAWALIA, J. (ORAL)

1. After initial appearance on 15.11.2017, counsel for the appellant has not put in appearance on 17.11.2018, 14.05.2018 and 02.08.2018. On 20.02.2020, the following order was passed:-

“Appellant remains unrepresented. Similar was the situation on the last three dates of hearing. It appears that the appellant is not interested in pursuing this appeal. Same, thus, needs to be dismissed for nonprosecution.

Purely in the interest of justice, one opportunity is granted to address arguments.

Adjourned to 18.4.2020.”

2. Thereafter, on 02.11.2022 and 30.01.2023 again none has put in an appearance on behalf of the appellants. Earlier on 02.08.2018, the following observations were made in the absence of the counsel:-

“The appellant shall show cause as to why it be not asked to furnish the Bank guarantee to the satisfaction of

*this Court in respect of the decretal amount.
List on 15.10.2018.”*

3. The suit is for recovery of ₹1,43,68,412.63, along with interest @ 6% per annum which was decreed on 31.01.2017 against the appellant. Apparently, the appellant has lost interest in pursuing the litigation.
4. Resultantly, the appeal is dismissed for want of prosecution.

 Pending miscellaneous application (s), if any, also stand disposed of.

(G.S. SANDHAWALIA)
JUDGE

September 13, 2023
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes/No
Whether Reportable	Yes/No