



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

289

CR-3826-2017 (O&M)
Date of decision : 25.11.2024

BALBIR SINGH	VERSUS	... PETITIONER(s)
TARLOK CHAND AND ORS		...RESPONDENT(s)

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : None for the petitioner.

None for respondent Nos.2(i), 2(ii) and 3.

Service of respondent No.5 dispensed with
vide order dated 11.03.2022.

ALKA SARIN, J. (ORAL)

1. On 26.02.2020 the following order was passed :

*“In spite of service, none has come present on behalf of
respondents No.1, 4 and 5.*

*As is evident from the record that main contestant
respondent No.1 Tarlok Chand is a foreign resident who has
been sued through his attorney and as such this Court is not
satisfied in the manner in which the service has been got
effected impels this Court to issue fresh process to
respondent No.1.*

*Be issued for 30.09.2020 on necessary compliance as per
the instructions contained in letter No.12(80)2015 Judicial,
Department of Legal Affairs, Judicial Section.*

*Long date is necessitated since service is to be effected
abroad.”*

2. Thereafter, on 11.03.2022 the following order was passed :

“On the asking of learned counsel for the petitioner service of respondent No.5 being proforma respondent is hereby dispensed with.

Let fresh notice be issued to respondents No.1 and 4 on compliance as per the orders dated 26.02.2020 within a week from today, for 27.01.2023.”

3. On 17.05.2023 learned counsel for the petitioner had sought time to take steps pursuant to the order dated 11.03.2022 and the matter was adjourned to 22.09.2023. On 22.09.2023 none appeared on behalf of the parties and the matter was adjourned to 30.01.2024. Thereafter on three separate occasions, the case was adjourned by order. Till date, there has been no compliance of the orders dated 26.02.2020 and 11.03.2022. Today none has put in appearance on behalf of the petitioner despite the matter being called twice since morning.

4. In view of the above, this Court is left with no other option but to dismiss the present petition for non-prosecution.

5. Dismissed for non-prosecution. Pending applications, if any, also stand disposed off.

25.11.2024
Ankur

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO