

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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RSA-28-1993 (O&M)
Date of decision: 24.04.2024

Haryana State Electricity Board and others
...Appellants

VERSUS

M/s Imperial Malts Private Limited
...Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Jagdish Manchanda, Advocate and
Mr. Nischal Chetanya Manchanda, Advocate for the appellants.

VINOD S. BHARDWAJ, J. (Oral)

1. Challenge in the present appeal is to the judgment and decree dated 29.08.1992 passed by the Additional District Judge, Gurgaon, whereby the judgment and decree dated 01.09.1990 passed by the Sub-Judge, Gurgaon, has been reversed.
2. Pursuant to the order dated 16.12.2023, it has been informed that the respondent-Firm is closed.
3. Learned counsel for the appellants contends that he has no instructions as regards the status of the respondent-M/s Imperial Malts Private Limited.
4. Considering that it was a suit for permanent injunction against the recovery of a sum of Rs.76,278.66 as on 06.03.1987 and the same was decreed restraining the appellant-Distribution Licensee from effecting the recovery and also the fact that the respondent-plaintiff/Firm has already been

closed down, the claims, if any could have been recovered only by way of lodging an appropriate proceeding before the competent authority. As no status of the respondent-plaintiff is forthcoming from the appellant-Distribution Licensee, it seems that they have no further contesting interest in the matter.

5. The present appeal is accordingly **dismissed for non-prosecution.**

24.04.2024
Mangal Singh

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No