



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

219

RSA-838-1997 (O&M)
Date of decision : 30.05.2024

Jaswinder Singh and Others

... Appellant(s)

Versus

Om Parkash

...Respondent(s)

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : None.

ALKA SARIN, J. (ORAL)

1. On 18.03.2024 the following order was passed :

*“The present appeal pertains to the year 1997.
Vide order dated 11.12.2023 notices were issued to the
parties. As per the Office report, appellant No.1 stands
duly served. Appellants No.2 to 4 are stated to have
died. Appellant No.5 could not be served as he was not
met at the time of the service and had gone to the
hospital. The Sole respondent is also stated to have been
died. No one has appeared on behalf of appellant No.1
and legal heirs of appellants No.2 to 4.*

*In view thereof, let fresh notice be issued to
appellant No.5 as also to the legal heirs of appellant
No.6, as impleaded vide order dated 04.12.1999,
returnable 30.05.2024.”*

2. As per the service report, appellant Nos.5, 6(i) and 6(v) stand
duly served, however, none has put in appearance on their behalf despite

service. Appellant Nos.6(ii), 6(iii) and 6(iv) are stated to have died. No one has come forward to get themselves impleaded as legal representatives of the appellant Nos.6(ii), 6(iii) and 6(iv).

3. In view thereof, this Court is left with no other option but to dismiss the present appeal for non-prosecution.

4. Dismissed for non-prosecution with liberty to revive in case anything survives in the matter. Pending applications, if any, also stand disposed off.

30.05.2024
Ankur

(ALKA SARIN)
JUDGE

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