



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

201

**RSA-1265-1998 (O&M)
Date of Decision.:19.11.2024**

Subhash Chand

Appellant

Vs.

Sadhu Ram (Since deceased) through his LR's and Others

Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: None for the appellant.

Mr. Ankit Saini, Advocate for the respondents.

DEEPAK GUPTA, J. (ORAL)

On 05.03.2024, following order was passed:

“Learned counsel for the appellant submits that after elevation of the learned counsel, who had earlier represented the appellant, to the Bench, the parties are not in their contact and furthermore, the matter has been taken up after a long gap. A request has been made to send the notice to the appellant.

In view thereof, let notice be given to the appellant for 09.05.2024.”

In compliance of the above order, notice to the sole appellant was sent, which has been received with the report that he is not residing at the given address. No other address of the appellant is available. Learned counsel for the appellant has not turned up.

Apart from above, perusal of the paper-book would reveal that though initially the suit filed by the appellant- plaintiff for specific performance was decreed by the trial Court on 21.03.1995 but the appeal filed by the defendants- respondents was accepted by the first Appellate Court on 15.04.1998 and the relief for specific performance was declined.



RSA-1265-1998 (O&M)

-2-

There is no stay order operating in this RSA.

In these circumstances, when learned counsel for the appellant is not appearing and no other address of the appellant is available with the Registry so as to serve him, the present appeal is disposed of with liberty to get it revived.

Copy of this order be sent at the available address of the appellant.

**(DEEPAK GUPTA)
JUDGE**

November 19, 2024

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No