

Neutral Citation No: 2024 PHHC 114800
FAO-2687-2005(O&M)



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

205

FAO-2687-2005(O&M)
Decided on:03.09.2024

Surinder Singh

.... Appellant

Versus

Sunil Kumar and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: None

SANJAY VASHISTH, J.(Oral)

1. On the previous date of hearing i.e. 24.07.2024, the following order was passed:

“ Present: None for the appellant.

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Injured namely Surinder Singh has filed the present appeal, by challenging the award dated 17.02.2005, passed by learned Motor Accident Claims Tribunal, Patiala, whereby the claim petition filed by him, was dismissed.

Mr. Harsh Aggarwal, Advocate, puts in appears on behalf of respondent No.3 and files his power of attorney in Court today, which is taken on record, subject to all just exceptions. Office to tag the same at appropriate place in case file.

Mr. Arun Sanghi, Advocate, who filed the memo of appeal on behalf of the appellant, is reported to have expired long back.

Registry is directed to issue notice to the appellant, at the address mentioned in the memo of appeal, for 03.09.2024.”



2. As per office report, notice sent to the appellant has been received back unserved “as not found at the given address”.
3. There is no representation on behalf of the parties, thus, this Court is left with no other option except to dispose of the present appeal being not prosecuted.
4. However, liberty is granted to the appellant to move an appropriate application for seeking revival of the present appeal, within eight weeks from today, in case, any substantive issue still exists along with a cause of action to appellant.
5. It is clarified that in case, application for recalling/restoration of the appeal is filed, then at the time of hearing of the said application, counsel for the appellant shall be ready with final arguments in the appeal.
6. Let a copy of this order be also forwarded to the appellant at the addresses mentioned in the memo of parties.

03.09.2024
rashmi

[SANJAY VASHISTH]
JUDGE

Whether speaking/reasoned
Whether reportable?

Yes/No
Yes/No