

Neutral Citation No: 2024 PHHC 009962



FAO-4222-2005(O&M)

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

211

FAO-4222-2005(O&M)  
Decided on:05.08.2024

Rama Nand Gupta

.... Appellant

Versus

Mir Singh and others

.... Respondents

**CORAM:HON'BLE MR. JUSTICE SANJAY VASHISTH**

Present: None for the appellant.

Mr. Sandeep Ahlawat, Advocate for respondent No.2.

**SANJAY VASHISTH, J.(Oral)**

1. Power of attorney on behalf of respondent No.2 has been filed in the Court today, the same is taken on record. Registry is directed to tag the same at appropriate place with the paper-book.

2. Appellant-Rama Nand Gupta, has filed the present appeal against the award dated 10.05.2005, passed by learned Motor Accident Claims Tribunal, Gurgaon, whereby MACT case No. 172/2004 has been dismissed.

As per disability certificate proved by Dr. Subhash Sindhu-PW2, the injured-appellant was having 10 % permanent disability qua his left lower limb on account of traumatic fracture union left patella with mild restriction of left knee joint movements.



3. Today, there is no representation on behalf of the appellant, even the paper-book is burnt and the appeal is pending for the last 19 years, therefore, 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 address mentioned in the memo of parties.

05.08.2024  
rashmi

[SANJAY VASHISTH]  
JUDGE

Whether speaking/reasoned  
Whether reportable?

Yes/No  
Yes/No