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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RFA 691/2019 and CM APPL. 34181/2019

M/S JAS VENTURE & ANRAppellants

Through: None.

versus

PUNJAB NATIONAL BANKRespondent

Through: Mr. M. Hasibuddin, Advocate for
Respondent/PNB.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

07.03.2025

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1. This appeal is preferred on behalf of the Appellants challenging impugned judgment/decreed dated 20.04.2019 passed by the learned Trial Court in **CS No. 1071/2018**, titled '**Punjab National Bank v. M/s. Jas Venture and Another**'.

2. Order sheets indicate that on 10.12.2024, there was no appearance on behalf of the parties and as noted by the Court the same position prevailed on the earlier two dates, i.e. 18.08.2023 and 13.09.2024. In the interest of justice, Court notice was issued to the parties at the addresses mentioned in the memo of parties as also to learned counsels for the parties on record. On the next date, i.e. 04.02.2025, counsel appeared on behalf of the Respondent but there was no appearance on behalf of the Appellants and the service report of Court notice was awaited. Fresh Court notice was issued to the Appellants through all permissible modes returnable for today.



3. As per office report, Appellants are not available at the addresses given in the memo of parties. However, counsel for the Respondent submits that Appellants have not diligently prosecuted the appeal and even assuming there was a change in addresses, it was their obligation to have intimated the correct addresses by filing an appropriate application and/or intimating their counsel so as to update the record. It is urged that the appeal be dismissed.

4. Order sheets indicate that Appellants have not diligently prosecuted the appeal and as rightly submitted by counsel for the Respondent, they have been negligent in not intimating the change of addresses, if any. I am of the view Appellants are no longer interested in prosecuting the appeal and the same is accordingly dismissed for non-prosecution and in default.

5. Pending application stands disposed of.

JYOTI SINGH, J

MARCH 7, 2025

B.S. Rohella/shivam