



RSA No.614 of 1995 (O&M)

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

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RSA No.614 of 1995 (O&M)
Date of decision: May 6th, 2026

Kishan Singh

.....Appellant

Versus

Raghubir Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Anish Setia and Mr. Surinder Singh, Advocates
for the appellant.

VIKAS BAHL, J. (ORAL)

1. The defendant is in appeal against the concurrent finding of fact. Suit filed by the plaintiff for specific performance was decreed and the appeal filed by the present appellant was dismissed.

2. On 20.01.2023, notice was issued to the appellant for 21.02.2023. On 21.02.2023, a coordinate Bench of this Court was pleased to pass the following order:

“Present: Mr. Tarun Sharma, Advocate for the appellant.

Mr. Karnabir Singh, Advocate for the respondent.

Notice issued to appellant has been received back with the report that he has expired.

Learned counsel for the appellant seeks time to move appropriate application to bring on record the legal representative(s) of the deceased-appellant.

Adjourned to 12.04.2023.

February 21, 2023”

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3. On 25.04.2023, a coordinate Bench of this Court was pleased to issue notice to the respondent. It was noticed on 19.02.2026 that the respondent has been served, however, none had appeared on behalf of the respondent.

4. Learned counsel for the appellant has submitted that the LR's of the appellant have not approached him to state as to whether they wish to further pursue the appeal or not and in the said circumstances, has submitted that the present appeal be disposed of but liberty be granted to the LR's of the appellant to revive the appeal in case any cause survives.

5. In view of the same, the present appeal is disposed of with aforesaid liberty.

6. Pending applications, if any, stand disposed of.

May 6th, 2026*Puneet***(VIKAS BAHL)****JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : No