



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

**CM-1387-C-2018 IN/AND
RSA-1514-2016(O&M)
Date of decision: 23.03.2026**

Ashwani Kumar and another

...Appellants

Versus

Rakesh Kumar (Since deceased) through LR's and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Vishal Aggarwal, Advocate for applicant-appellants.

None for respondent No.1 (i) & (ii), despite service.

MAHABIR SINGH SINDHU, J.

CM-1387-C-2018

Application for impleading legal representatives of appellant No.1-
Ashwani Kumar who has since expired on 07.04.2017.

In view of the above and for reasons mentioned in application,
which is supported by way of an affidavit of Padam Kumar-appellant No.2,
same is allowed as prayed for subject to all just exceptions. As a result thereof,
persons depicted in para Nos.2 & 3 are impleaded as legal representatives of
appellant No.1.

Amended memo of parties, annexed with the application, be tagged
at appropriate place.

Registry to do the needful.

C.M. stands disposed off.

Main case

Present Regular Second Appeal has been filed by defendant Nos. 2
& 3 against concurrent findings of learned trial Court as well as learned First
Appellate Court whereby suit filed by respondent No.1/plaintiff-Rakesh Kumar



(since deceased and represented through LRs) for recovery of Rs.5,35,000/- (Rupees Five Lakh Thirty Five Thousand only) was decreed for a sum of Rs. 4 Lakh along with interest @ 15% per annum.

(2) Learned counsel, on instructions from appellants, submits that he is not interested in pursuing the present appeal; therefore, same be disposed off as not pressed ‘at this stage’.

(3) Ordered accordingly.

Pending application(s), if any, shall also stand disposed off.

23.03.2026
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No