

Pala Ram Vs. Hawa Singh and others

Present: Shri Satish Singhal, Advocate for appellant/plaintiff.
Shri Jai Parkash, Advocate for respondents No.1(a), 1(b),
3(ii), 3(iii).
Respondents No.3(i) Chameli and 7 Dharam Singh reported
to be died.
None for respondents No.2(ii), 2(iii) namely Shishpal and
Baljeet.
None for respondents No.4 and 6.
**Respondent No.5 Mahipal has already been proceeded
against *ex parte* before trial court.**

Summons issued to respondents No.2(ii), 2(iii) namely
Shishpal and Baljeet as well respondent No.4 received back duly served
and that of respondent No.6 received back served through wife. Case
called several times since morning, none has appeared on behalf of
respondents No.2(ii), 2(iii), 4 and 6. It is already 03:45 P.M. No further
wait is justified. **Hence, respondents No.2(ii), 2(iii), 4 and 6 are
proceeded *ex parte*.**

Summons issued to respondent No.5 Mahipal received back
with the report of service through *bhabhi*. Record perused. Perusal of the
judgment dated 09.04.2026 passed by learned trial Court reveals that
respondent No.5 Mahipal was already been proceeded against *ex parte*
before learned trial Court.

Since, the respondent No.5 Mahipal has already been
proceeded against *ex parte* before learned trial Court, therefore, his
appearance is not required at this stage, being proceeded against *ex parte*
before trial court.

Memo of appearance filed on behalf of respondents No.1(a), 1(b), 3(ii), 3(iii).

Summons issued to respondents No.1(c), 1(d), 2(v), 3(iv), 3(v), 3(vi), 3(vii) received back with the reports of gairabad. Now fresh notice to respondents No.1(c), 1(d), 2(iv), 2(v), 2(vi), 3(iv), 3(v), 3(vi), 3(vii) be issued through registered post as well as ordinary process for **02.11.2026** on filing of correct address, copies etc.

Summons issued to respondents No.2(iv) and 2(vi) not received back in any form. Fresh notice to respondents No.2(iv) and 2(vi) be issued through registered post as well as ordinary process for **02.11.2026** on filing of copies etc. Dasti notice may be given, if insisted.

Summons issued to respondent No.3(i) Chameli and received respondent No.7 Dharam Singh back with the report of death. To come up on **02.11.2026**, for filing applications for impleading LR's of deceased respondent No.3(i) Chameli and respondent No.7 Dharam Singh.

Power of attorney on behalf of respondents No.1(a), 1(b), 3(ii), 3(iii) be filed on the date fixed.

Date of Order: 06.08.2026

Ankit

(Dr. Nandita Kaushik)
Additional District Judge,
Kaithal, UID No.HR0218