



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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RSA-885-2019 (O&M)

Date of Decision: 12.08.2025

Jawahar Lal

.... Appellant

Versus

Pushpinder Kumar

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - None.

NIDHI GUPTA, J. (ORAL)

1. The appellant-plaintiff is in second appeal against the concurrent judgments and decrees rendered both the Courts below whereby the suit for declaration and permanent injunction was dismissed.

2. The matter pertains to the year 2015 and notice in the main appeal is yet to be issued.

3. Perusal of the order-sheet(s) reveals that since the inception of present second appeal, the same was repeatedly adjourned either on account of non-appearance on behalf of the appellant i.e. on 05.08.2019, 25.09.2023, 23.02.2024 and 04.09.2024; or at the request of learned counsel for the appellant on 02 dates i.e. on 07.05.2024 and 14.01.2025 (last date of hearing).

4. Today, in the first round of hearing, Mr. Supneet Singh, Advocate for Mr. PS Dhaliwal, Advocate had appeared on behalf of the appellant and sought a pass-over. However, in the second round none has put in appearance on behalf of the appellant.



5. A bare reading of the above facts shows that the appellant has exhibited an utterly casual attitude in his pursuit of the present litigation. It is to be appreciated that very valuable public time of the Court has been expended in affording opportunities to the appellant in the interest of justice. On the other hand, the appellant has adopted an utterly casual and careless approach. It is clear that neither the appellant nor his counsel is seriously interested in pursuing the present matter. Thus, this Court is left with no other option except to **dismiss** present second appeal, for non-prosecution.

6. Ordered accordingly.

7. Pending application(s), if any, shall stands disposed of.

12.08.2025
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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned **Yes/No**

Whether Reportable **Yes/No**