

Court No. - 5

Case :- WRIT - C No. - 40643 of 2023

Petitioner :- Pappu Khan

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Nagendra Kumar Singh

Counsel for Respondent :- CSC

Hon'ble Piyush Agrawal,J.

Heard learned counsel for the petitioner.

The present writ petition has been filed challenging the order dated 17.4.2018, which is barred by 1954 days.

Confronted with the said fact, learned counsel for the petitioner submits that he has explained the delay in para 16 of the present writ petition, which reads as under:-

"16. That there is delay in challenging the impugned order as the petitioner has gone to Delhi in respect of his labor work and he remain their and he contacted his counsel on 30.09.2023 for filing the present writ petition the petitioner is not aware of the law of limitation and as such he could not file writ petition earlier and also with the condition that the petitioner was not having proper fund for filing the writ petitioner however the fund for filing the writ petition was collected in the first week of October 2023 and ultimately the papers were handed over to the petitioner counsel on 09.10.2023 and the writ petition is being preferred and as such the delay in filing the present writ petition be heard on merit and there is no deliberate mistake or latches on the part of the petitioner and only due to lack of knowledge of law of limitation and financial crises the petitioner could not preferred the writ petitioner in time and as such the delay in filing the present writ petitioner be condone, in the interest of justice."

On perusal of the afore-quoted para, no good ground is made out for condoning the delay.

In view of the above, the present writ petition is **dismissed** on the ground of laches.

Order Date :- 28.11.2023

Pravesh Mishra