

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

CIVIL REVISION No.2674 of 2015
Date of Decision : 12.10.2015

Harbans Lal

..... Petitioner

Versus

Jasbir Singh

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. H.P.S. Ghuman, Advocate
for the petitioner.

Mr. Anil Kshetarpal, Senior Advocate with
Mr. Saurabh Garg, Advocate
for the respondent.

K. KANNAN, J.

It is a revision petition against the order dismissing an appeal which was presented beyond a period of 30 days, at the previous hearing, I directed the counsel to take instructions on whether he will be willing to deposit the amount received as earnest as per the agreement.

The counsel, on instructions, replies that he will be.

The matter relates to determination of right to immovable property and the delay in filing the appeal by one year and five months is condoned on condition that the amount

namely ₹ 8 Lacs is deposited within a period of four weeks and the petitioner shall also pay the suit costs to the respondent within the said period.

For the sheer delay caused, the petitioner shall also pay an additional cost of Rs.10,000/- within the same period.

The portion of cost shall be recovered without any security by the plaintiff. The manner of treatment of the amount directed to be deposited shall abide by the final outcome in the appeal and the Court will pass appropriate orders at the time of disposal of the appeal.

The order already passed stands modified and the civil revision is disposed of as above.

If the condition regarding the deposit is not complied with, then the order already passed shall stand confirmed.

The parties shall appear before the Appellate Court on 16.11.2015.

**(K. KANNAN)
JUDGE**

12.10.2015
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