

212.

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

Civil Revision No.8332 of 2014

Date of decision:31.10.2015

Cement Corporation of India Limited, Charkhi Dadri Cement Unit,
Tehsil Charkhi Dadri, District Bhiwani, through its Manager.

... Petitioner

versus

Kishori and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Ms. Abha Rathore, Advocate,
for the petitioner.

Mr. Sultan Singh, Advocate,
for respondent No.1.

Mr. Saurabh Singla, Advocate,
for Mr. Onkar Soingh Batalvi, Advocate,
for respondents 3 and 4.

K.Kannan, J. (Oral)

1. There was a delay of 9 months and 9 days in preferring the appeal by the 4th defendant who had a plea to make that the liability for pension could be at best claimed only against the defendants 2 and 3 and not on the 4th defendant-petitioner. There is surely a case for consideration on merits and if there is a delay, the same could be condoned on payment of costs of ₹ 5,000/- to be paid by the petitioner to the plaintiff. The order already passed is set aside on condition that the petitioner pays ₹5,000/- as costs to the

first respondent within a period of 2 weeks from the date of receipt of copy of this order. On proof of payment, the appellate court will readmit the appeal and proceed to dispose of the case in accordance with law.

2. The civil revision is allowed on the above terms.

(K.KANNAN)
JUDGE

31.10.2015
sanjeev