

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CM No.28731-CII of 2014 in/ and
FAO No.10414 of 2014 (O&M)
Date of decision: 11.05.2015

Smt.Nijarbi and another

..... Appellants

versus

M/s S. Gurjinder Singh and another

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Rajesh Bhateja, Advocate for the appellants

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

This is an appeal against the order dated 13.3.2007 passed by the Commissioner under the Workmen's Compensation Act, 1923, Circle IV, Gurgaon. Along with the appeal, an application has been filed under Section 5 of the Limitation Act for condonation of delay of 2699 days in filing the appeal.

It is stated in the application that appellants are poor and rustic villagers and are not conversant with the law of limitation. They also could not arrange the money in time, due to which delay has occurred.

I am of the view that the application was filed by the appellants for grant of compensation before the Commissioner under

the Workmen's Compensation Act, 1923, Circle IV, Gurgaon. There, they were duly represented by an Advocate. Therefore, it cannot be said that they were not aware about the law of limitation. There is a delay of more than seven years in filing the appeal. The grounds of being rustic and poor villagers cannot be availed to condone such a huge delay. The application is accordingly dismissed.

Consequently, the appeal also fails and is dismissed.

11.05.2015
gk

(Kuldip Singh)
Judge