

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CM NO.7637-CII of 2015
in/ and FAO No.2469 of 2015 (O&M)
Date of decision: 09.04.2015

Sanjiv Kumar

..... Appellant

versus

Naveen Kumar & others

..... Respondents

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Rakesh Kumar Sharma, Advocate for the appellant

- 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?*

Kuldeep Singh, J. (Oral)

This appeal has been filed by Sanjiv Kumar, registered owner of the offending vehicle against the award dated 1.12.2010, passed by Motor Accident Claims Tribunal, Jind (in short, 'the Tribunal'). Along with appeal, an application has been filed under Section 5 of the Limitation Act for condoning 1500 days delay in filing the appeal.

Learned counsel for the appellant has stated that in fact, applicant had sold the vehicle to Jai Bhagwan and that after the receipt of notice, he has approached Jai Bhagwan who has assured that his relation is an advocate and that he will defend the case. Therefore, he had no knowledge about the passing of the award.

I am of the view that delay is of 1500 days. When the

case was going on, the applicant was expected to contact the counsel. Merely, on the ground that respondent had engaged the counsel for himself and the present appellant, it can not be stated that the applicant was not aware about the proceedings.

It being so, I do not find any ground to condone the delay. The application for condoning 1500 days delay in the filing the appeal is dismissed. Consequently, the appeal also stands dismissed.

09.04.2015
gk

(Kuldip Singh)
Judge