

**101 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
FAO No.5658 of 2014 (O&M)
Date of Decision: May 05, 2015**

Vishavjit Verma alias Kaka Suniar Appellant

vs.

Vinod Kumar Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Madan Sandhu, 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?*

Kuldip Singh J.(Oral)

This order will dispose of CM No.15766-CII of 2014 filed under Section 5 of the Limitation Act for condonation of delay of 1521 days in filing the appeal.

Briefly stated, the ex parte Award dated 19.03.2010 was passed by the Motor Accident Claims Tribunal, Ropar (in short 'the Tribunal'). A perusal of the impugned Award shows that after the initial mode of service failed, the respondent was served through publication but he did not appear and was proceeded against ex parte on 26.08.2009.

The ground mentioned in the application is that the appellant was not served and that now he has received notice of execution proceedings. Even the date of the receipt of the execution proceedings is not mentioned.

This vague ground in my mind is not sufficient to condone such huge delay of 1521 days.

Accordingly, the application is dismissed. Consequently, the appeal also stands dismissed.

May 05, 2015
sarita

(KULDIP SINGH)
JUDGE