

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

CR No.3077 of 2014 (O&M)

Date of decision: 08.02.2016

Des Raj

... Petitioner

versus

Gram Panchayat and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Ms. Monika Arora , Advocate, for
Mr. Pritam Singh Saini, Advocate for the petitioner.

Mr. Anuj Balian, Advocate, for respondent No.1.

K.Kannan, J. (ORAL)

There is a delay of 73 days in preferring an appeal. The appellant's contention was that of two of the appellants, each one thought that other one would prefer an appeal. As weak as the contention, could be for a person to bring forth as a ground for condonation, I will still not deny an opportunity for examination of a case on merits for the suit addressed an important civil right in respect of immovable property and it is better that an adjudication is made after a full fledged consideration on merits.

For the sheer indiscretion of causing delay and denying to a successful party the benefit of the judgment, I impose costs of Rs. 10,000/- as payable by the appellant to the respondents as costs, within a period four weeks from the date of the receipt of the copy of the order. If the additional amount is not paid, the order already passed will stand restored. If proof of payment is made, the Appellate Court shall admit the appeal and the hear the case on merits in accordance with law.

The civil revision petition is allowed on the above terms.

**(K.KANNAN)
JUDGE**

08.02.2016