

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

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FAO No.7473 of 2015 (O&M)
Date of Decision: October 22, 2016

United India Insurance Company Limited, Chandigarh

...Appellant

Versus

Padam Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Satpal Dhamija, Advocate
for the applicant-appellant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM No.23374-CII of 2015

Prayer in this application is for condonation of delay of 44 days
in re-filing the appeal.

The reason assigned for the delay is that after the filing of the
appeal, Registry had raised certain objections and the paper book was
tagged with some other files. Case was traced out and then re-filed after
removal of the objections, which resulted in delay of 44 days in re-filing the
appeal. The application is supported by the affidavit of the counsel.

For the reasons mentioned in the application, the same is
allowed.

Delay of 44 days in re-filing the appeal stands condoned.

FAO No.7473 of 2015

Challenge in the present appeal primarily is centered around the
interest which has been granted to respondent No.1-claimant from the date
of filing of the claim petition dated 24.04.2002.

2. It is the contention of learned counsel for the appellant that
there has been inordinate delay on the part of respondent No.1 during the
proceedings before the Claims Tribunal, because of which respondent has

3. I have considered the submissions made by learned counsel for the appellant and have gone through the zimni orders which have been placed on record by the appellant and a perusal of the same would show that the delay has occurred because of the Tribunal and not because of respondent No.1-claimant. For the said delay, the claimant cannot be made to suffer.

4. In view of the above, finding no merit in the present appeal, the same stands dismissed.

5. In the light of the dismissal of the appeal, pending applications stand disposed of as infructuous.

October 22, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No