

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CM-1082-LPA-2015 in/and
LPA No.536 of 2015 (O&M)
Date of Decision: 09.08.2016**

State of Punjab & Ors.

... Appellants

VS.

Ajmer Singh & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE GURMIT RAM**

1. Whether speaking / reasoned?	Yes / No
2. Whether reportable?	Yes / No
3. Whether Reporters of local papers may be allowed to see the judgment?	Yes / No
4. To be referred to the Reporters or not?	Yes / No
5. Whether the judgment should be reported in the Digest?	Yes / No

Present: Mr. Rajesh Bhardwaj, Addl. AG Punjab

Mr. Vikas Chatrath, Advocate for respondents

SURYA KANT, J. (Oral)

(1) The private respondents approached this Court through CWP No.5741 of 2012 challenging the order whereby their claim for House Rent Allowance was rejected. Their writ petition was allowed by learned Single Judge vide order dated 04.04.2013 which is under challenge in this intra-court appeal.

(2) The appeal is accompanied with an application for condonation of delay of 690 days (actually 717 days). The only vague averment made in the application is that after obtaining opinion of the Advocate General, Punjab in July, 2013, the Transport Department, after more than one year, decided to file appeal and obtained instructions to do so. The application is totally misleading, evasive and renders no explanation even for 'year' to 'year' what to talk of "every day". No case to condone the delay is thus made out. The application is accordingly dismissed. So would be the fate of the appeal also.

(3) At this stage, it is stated that the judgment of the learned Single Judge has already been implemented. If that is so, the appeal, in a way, has become infructuous.

(4) Ordered accordingly.

(Surya Kant)
Judge

09.08.2016
vishal shonkar

(Gurmit Ram)
Judge