

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-31454-2015 in/and

CRA-S-4107-SB-2015

Date of Decision: 17.07.2017

HAZURA SINGH

... *Petitioner*

VS.

STATE OF PUNJAB

...*Respondent*

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Ms. Ritu Punj, Advocate,
 for the applicant-appellant.

Mr. Davinder Bir Singh, DAG, Punjab.

KULDIP SINGH, J (ORAL)

Heard on the application for condonation of delay.

The present applicant-appellant was convicted under Section 498-A and sentenced to undergo rigorous imprisonment of 8 months and to pay fine of ₹1,000/- and in default thereof further rigorous imprisonment for one month vide judgement/order of conviction/sentence dated 04.03.2008 passed by the learned Additional Sessions Judge, Patiala.

It comes out that the applicant-appellant has already undergone that sentence. The accompanying appeal was filed in the year 2015 with the delay of 2660 i.e. more than 7 years, stating that the delay is due to ignorance and that the applicant-appellant is a poor person.

After going through the application, I am of the view that the ignorance is no excuse. The applicant was tried before the learned Additional Sessions Judge, Patiala where he was acquitted of the charges under Section 304-B IPC. Therefore the petitioner had become well conversant with the Court procedure. The grounds mentioned in the application for condonation of delay are not sufficient to condone the vast delay of 7 years.

CRM-3454-2015 in/and CRA-S-4107-SB-2015

It being so, the application for condonation of delay of 2660 days is hereby dismissed. Consequently, accompanying appeal bearing No. CRA-S-4107-SB-2015 (O&M) also stands dismissed.

July 17, 2017
Suresh Kumar

(KULDIP SINGH)
JUDGE

Whether speaking / reasoned :	☒	Yes /	No
			☒
Whether Reportable :		Yes /	No