

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

(121)

CWP-3509-2017

Decided on: February 22, 2017.

Parag Chand Garg

.... Petitioner

Versus

Union of India and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Surinder Garg, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

The petitioner had a valid certificate of practice as Notary upto 16.09.2015. He applied for renewal on 15.09.2015 but the Government has denied renewal on the ground that the application had been received in the department after the date of expiry i.e. on 28.09.2015.

As per Rule 8-B of the Notaries Rules, 1956, an application for renewal of the certificate of practice has to be submitted to the appropriate Government before six months of the date of expiry but the proviso appended to Rule 8-B of the Notaries Rules, 1956 enables the appropriate Government to consider the reasons stated in the application for relaxing the condition of submission of application for renewal of certificate of practice. The petitioner seems to have not filed any application under proviso to Rule 8-B of the above said Rules, explaining the reasons for delay in submission of the application for renewal of certificate of practice.

This petition is disposed of, at this stage, as premature, with liberty to the petitioner to file an application under proviso to Rule 8-B of the above said Rules within a period of 15 days. In case, any such application is filed, the same may be considered by the appropriate authority by passing a speaking order. It is made clear that order dated 29.03.2016 will not be a bar for adjudication of the statutory application under proviso to Rule 8-B of the above said Rules.

**(M.M.S. BEDI)
JUDGE**

February 22, 2017

harsha

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No