

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

**CM Nos.12705-06-CI of 2016 in
RFA No.3499 of 2011
Date of Decision : 17.01.2017.**

Bhupinder Singh and others

.....Applicant/Appellants

Versus

Union Territory, Chandigarh

..... Respondent

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Harsh Manocha, Advocate for the applicant/appellants.

Mr. Suvir Sehgal, Sr. Standing counsel with
Mr. Deepak Sharma, Advocate for U.T. Chandigarh.

ARUN PALLI, J. (Oral)

CM No.12705-CI of 2016

This is an application seeking condonation of delay of 1848 days in filing the accompanying application.

For the reasons set out in the application which is duly supported by an affidavit constitute a sufficient cause, and thus, the same is allowed. Consequently, the delay of 1848 days in filing the application seeking re-admission of the appeal is condoned.

CM No.12706-CI of 2016

This is an application under Order 41 Rule 19 of the Code of Civil Procedure, seeking re-admission of the appeal which was dismissed for non-prosecution on 28.09.2011.

For the reasons set out in the application which is duly supported by an affidavit, the same is allowed. Consequently, the order

dated 28.09.2011 is recalled and the appeal is restored to its original number.

RFA No.3499 of 2011

For, learned counsel for the parties are *ad idem* that the matter in issue is squarely covered by the judgment, dated 02.04.2009, rendered by this court in RFA No.4238 of 2006 (Mrs. Avtar Sachdev and others Vs. Union Territory, Chandigarh), and other connected matters, this appeal too is disposed of in the same terms.

17.01.2017

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No