

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 4564 of 2017

Date of Decision: 06.03.2017

HARJIT SINGH

...Petitioner

Vs.

PUNJAB NATIONAL BANK AND ORS

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Gagandeep Singh, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

This petition has been filed against an order of dismissal passed on 19.09.2009, the appeal against which was dismissed on 14.01.2010. The remedy has been taken away by lapse of time. If a suit was brought on the date when the petition was filed against the same cause of action it would have been barred and inevitably would have met rejection. The petitioner may have a right but the rights to sue has extinguished. Even assuming arguendo that the order is void even then the writ petition cannot be entertained and no direction can be issued to the respondents to consider and decide the representation made on 15.09.2016 to revive a dead claim. For limitation see: *The State of Punjab & others Vs. Gurdev Singh, AIR 1991 SC 2219: (1991) 4 SCC 1.*

Dismissed.

(RAJIV NARAIN RAINA)
JUDGE

06.03.2017

neeraj

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No