

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

LPA No.926 of 2016 (O&M)

Date of Decision : 01.02.2017

Satwinder Singh Bhullar

....Appellant

Versus

State of Punjab Punjab and others

....Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MRS.JUSTICE SNEH PRASHAR**

Present: Mr. Akhilesh Vyas, Advocate
for the appellant.

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MAHESH GROVER, J. (Oral)

CM Nos.1906 & 1907-LPA of 2016

Marginal delay of 1 day in filing and 56 days in re-filing the appeal is condoned.

Applications stand allowed.

CM No.301-LPA of 2017

C.M.is allowed. Annexures P-14 to P-16 are taken on record.

LPA No.926 of 2016

The appellant impugns the order passed by the learned learned Single Judge dated 18.01.2016 vide which the writ petition preferred by him was dismissed on the ground of delay and laches as the order adverse to the petitioner was challenged after a lapse of five years. This period is attributed to availing of

wrong remedies by the appellant, initially before the consumer forum who declined interference on the ground of jurisdiction and then before the civil court which did likewise.

We are afraid that we cannot condone the conduct of the appellant in availing wrong remedies. Even filing of the writ petition to raise the grievance of the kind expressed therein as also in the present appeal would be a debatable issue in the wake of alternate remedies available to the appellant. To plead ignorance of law would be unacceptable when the remedies availed till now were all flowing from legal advice. We thus do not find any ground to interfere with the impugned order and dismiss the appeal leaving the appellant to his remedies in law.

Since it has been stated before us that the entire amount stands deposited, the authorities may look into the application preferred by the appellant in the year 2010 itself to answer it, if not already done.

Appeal dismissed.

(MAHESH GROVER)

JUDGE

01.02.2017

dss

(SNEH PRASHAR)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No