

CM Nos.4336 to 38-C of 2017 in/and  
RA-RS No.43-C of 2017 in  
RSA No.2902 of 1985

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CM Nos.4336 to 38-C of 2017 in/and  
RA-RS No.43-C of 2017 in  
RSA No.2902 of 1985  
Date of decision: 26.09.2017

Babu Ram and others

... Appellants

Vs.

Salim and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK**

Present: Mr. A.K. Walia, Advocate and  
Mr. Bhavyadeep Walia, Advocate  
for the applicants-appellants.

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**RAMESHWAR SINGH MALIK, J. (ORAL)**

The judgment dated 06.02.2014 passed by this Court was tested by the applicants before the Hon'ble Supreme Court by filing Special Leave Petition, which came to be dismissed by the Hon'ble Supreme Court vide its order dated 21.11.2014 (Annexure A-1). The order passed by the Hon'ble Supreme Court reads as under: -

*“Heard learned counsel for the petitioner.*

*Delay condoned.*

*No ground for interference is made out to exercise our jurisdiction under Article 316 of the Constitution of India.*

*The special leave petition is dismissed.”*

After hearing learned counsel for the applicants, no case for review is made out for the reasons that neither any error apparent on the record has been pointed out at the hands of the review applicants nor this Court would have the jurisdiction to entertain the instant review application, in view of the abovesaid order passed by the Hon'ble Supreme Court, whereby SLP filed by the review applicants was dismissed and also neither any liberty was sought by the applicants from the Hon'ble Supreme Court nor any such liberty was granted by the Hon'ble Supreme Court, permitting the applicants to file the instant review application. In such a situation, this Court would be exceeding its jurisdiction to allow the present review application, under the garb of which, learned counsel for the applicants sought to re-argue the appeal, which is not permissible in law. No ground to interfere is made out.

Dismissed.

Since the review application has been dismissed on merits, the applications for condonation of delay of 646 days in re-filing and 431 days in filing the review application are also dismissed, as the delay has gone totally unexplained.

[ RAMESHWAR SINGH MALIK ]  
JUDGE

26.09.2017  
*vishnu*

Whether speaking/reasoned Yes/No

Whether reportable Yes/No