

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

129

CWP-11342-2018

Date of Decision: May 07, 2018

Surender Singh

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

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

Sudhir Mittal, J. (Oral)

The petitioner-Surender Singh, has challenged the order dated 16.10.2006 (Annexure P-2) as well as order dated 28.05.2013 (Annexure P-4), whereby his appeal against the order Annexure P-2, was dismissed.

The appellate order was passed in the year 2013 and the representation has been filed in the year 2018 and therefore, the same is barred by delay and laches.

Learned counsel for the petitioner states that representation dated 22.12.2016 (Annexure P-5) has been submitted to the Director Consolidation Haryana, and no action has been taken thereupon till date. Thus, there is no delay in filing the writ petition.

I cannot accept the submission because the Director Consolidation Haryana is not superior to the appellate authority. In any case, the pendency of a representation does not entitle the petitioner for condonation of the delay in availing his constitutional remedies.

In view of the above, the writ petition is dismissed as being barred by delay and laches.

May 07, 2018

[SUDHIR MITTAL]
JUDGE

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Sonia Arora
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I attest to the accuracy and
integrity of this document
High Court Chandigarh

Whether speaking/reasoned :

Yes

Whether Reportable :

No