

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.21521 of 2018
Date of Decision:28.08.2018

Geeta Devi

. Petitioner

Vs.

Bharat Petroleum Corporation Ltd. and another

. Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - Mr.J.S. Hooda, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

The petitioner has challenged the order dated 13.01.2014 by which a prayer for setting aside the order of termination of the distributorship dated 27.09.2007 has been declined.

Briefly stated, the husband of the petitioner was appointed as a distributor by way of an agreement dated 23.5.1996 by the respondents under the name and style of M/s Sai Gas Services. The agency was terminated on 27.9.2007 by the respondents. The petitioner's husband did not challenge the order of termination and died on 1.7.2008. The petitioner filed CWP No.19308 of 2013 to challenge the order of termination which was disposed of by this Court with a direction to the respondents to decide the representation of the petitioner by passing a speaking order. The respondents have passed the impugned order on 13.01.2014 whereas this petition is filed on 23.8.2018.

I have heard learned counsel for the petitioner and after perusal of the record, am of the considered opinion that there has been a consistent

delay on the part of the petitioner in approaching this Court inasmuch as the

order of termination dated 27.9.2007 was not challenged by her husband, who unfortunately died on 01.07.2008, rather it was challenged by the petitioner in the year 2013 after about 6 years and when this Court granted some relief to the petitioner by directing the respondents to decide her representation, which was disposed of by way of rejection by the respondents on 13.1.2014, she had again approached this Court after a period of almost 5 years.

Thus, in my considered view, the writ petition is highly belated, suffers from delay and laches and is hereby dismissed.

(RAKESH KUMAR JAIN)
JUDGE

28.08.2018

Vivek

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No