

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

LPA No. 1449 of 2017 (O&M) in
CWP No. 15039 of 2013

Date of decision: 15.2.2018

Kapil Dev Jangra

.. Appellant

VS

State of Haryana and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Anil Kshetarpal**

Present: Mr. Sachin Gupta Ladwa, Advocate, for the appellant.

Rajesh Bindal, J.

Order passed by the learned Single Judge dated 20.5.2014 has been impugned by the writ petitioner by filing the present intra-court appeal. The same is accompanied by applications seeking condonation of delay of 35 days in filing and 1,058 days in re-filing thereof.

For seeking condonation of delay in filing and re-filing, it was submitted that after dismissal of the writ petition, application was filed under the Right to Information Act seeking information regarding certain other candidates, who were considered eligible. Thereafter, Review Application was filed, which was dismissed on 24.2.2016. In the process, delay occurred in filing and re-filing the present appeal.

After hearing learned counsel for the applicant-appellant, we do not find that any ground is made out for condonation of huge delay of 1,058 days in re-filing the appeal, even if delay of 35 days in filing the appeal is

ignored. A perusal of the paper book shows that even the Review Application was filed after a delay of 505 days, which was dismissed, as prayer for condonation of delay in filing the Review Application was not accepted. Even the present appeal was re-filed nearly three years after it was filed. Hence, the plea that the applicant-appellant had filed the Review Application which caused delay in filing and re-filing the present appeal is not made out from the facts of the case. Accordingly, the applications for condonation of delay in filing and re-filing are dismissed. Consequently, the appeal is also dismissed.

(Rajesh Bindal)
Judge

15.2.2018
vs

(Anil Kshetarpal)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No