

LPA No. 1455 of 2017 (O&M) in
CWP No. 14528 of 2013

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IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

LPA No. 1455 of 2017 (O&M) in
CWP No. 14528 of 2013
Date of decision : February 27, 2018

Smt. Radha Goswami

..... Appellant

Versus

The Commissioner, Ferozepur Division, Ferozepur and others
..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA

Present:- Mr. G. L. Bajaj, Advocate
for the appellant.

RAJESH BINDAL, J.

The present appeal has been filed against the order dated 20.4.2017 passed by the learned Single Judge.

The appellant had approached this Court seeking a direction for execution of the order dated 23.1.1986 (Annexure P-1) passed by the Commissioner (Appeals), Ferozepur Division, Ferozepur.

The writ petition was filed about 27 years thereafter as if this Court is the executing court for the order passed by the Commissioner (Appeals), Ferozepur Division, Ferozepur. It has been noticed by the learned Single Judge in the impugned order that subsequent to the order, execution of which is sought by the appellant, order dated 31.7.1987 was passed which is appealable.

While dismissing the writ petition, this Court being

considerate directed that in case the appellant prefers appeal, the time spent

in litigation before this Court shall be deemed to have been condoned.

Learned counsel for the appellant sought to claim that the appeal should be heard on merits ignoring the entire period altogether. The contention is totally misconceived as any litigant who sleeps over her rights cannot be permitted to invoke extraordinary jurisdiction of this Court to seek that relief.

There is no merit in the present appeal. The same is accordingly dismissed. Consequently, the application for condonation of delay in re-filing the appeal is also dismissed.

**(RAJESH BINDAL)
JUDGE**

**(B. S. WALIA)
JUDGE**

**February 27, 2018
archana**

**Whether speaking/reasoned
Whether Reportable**

**Yes/No
Yes/No**