

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.104

LPA No.2401 of 2017 (O&M) in
CWP No.23843 of 2013
Date of decision: 21.05.2018

Balwinder Singh

....Appellant

versus

The State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present: Mr. Onkar Singh Batalvi, Advocate
for the appellant.

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RAJESH BINDAL, J.

Order passed by the learned Single Judge dismissing the appellant's the writ petition for non-prosecution has been impugned by filing the present intra-court appeal. Alongwith the appeal, application for condonation of delay of 335 days in filing of the appeal has also been filed.

The claim of the appellant is that persons junior to him were promoted in the year 1985. The writ petition was filed in the year 2013. No person, who may be affected, in case the appellant is to be granted any relief, was impleaded as a respondent in the petition. The writ petition has rightly been dismissed as such plea cannot be entertained after nearly three decades after the accrual of the cause of action.

There is no error in the order passed by the learned Single Judge. The appeal, is accordingly, dismissed.

Even in the application seeking condonation of delay of 335 days in filing of the appeal, we do not find any ground to condone the delay. Accordingly, the same is also dismissed.

(Rajesh Bindal)
Judge

(Deepak Sibal)
Judge

May 21, 2018
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Whether speaking/reasoned	Yes
Whether reportable	Yes/No