

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RSA-6914-2016 (O&M)

Date of Decision:-21.02.2018.

Pehlad Singh

.....Appellant

Versus

Haryana Government and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Aditya Pratap Singh, Advocate for the appellant.

P.B. BAJANTHRI, J. (Oral)

In the present appeal, appellant has questioned the validity of Trial and Appellate Court decisions dated 5.6.2006 and 27.09.2006, respectively.

There is inordinate delay of 3545 days in re-filing the present appeal. Reason assigned for condonation of delay in re-filing is as follows:-

“2. That the appellant/applicant had filed the above mentioned appeal in this Hon'ble Court on 23.12.2006, but the same was returned by the Registry of this Hon'ble Court on 27.01.2007 after raising some objections, there after the appellant was told to bring the complete record of the lower court so that the appeal be refiled properly complete in all respects but the appellant who is old and retired person and was suffering from various family, personal and medical problems could not do so. The record of the lower court and other relevant documents

were handed over to the counsel on 05.11.2016.

3. That now the above appeal is being refiled without any further delay. In the meanwhile, the delay of 3545 days has occurred.

4. That the delay of re-filing the present appeal is not intentional and it without any ulterior motive.”

Sufficient cause has not been shown so as to condone the delay of 3545 days in re-filing the present appeal. Therefore, on the ground of delay in re-filing, appeal cannot be entertained. Hence, CM-17949-C-2016 for condonation of delay of 3545 days in re-filing of RSA is rejected.

Consequently, RSA stands dismissed.

(P.B. BAJANTHRI)
JUDGE

February 21, 2018.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.