

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

Sr. No.102

RSA No.773 of 2018 (O&M)

Date of decision: 12.07.2018

Rajinder Kumar

....Appellant

versus

Sat Pal Singh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Munish Puri, Advocate
for the appellant.

* * *

DEEPAK SIBAL, J. (Oral)

There is a delay of 2801 days in filing of the appeal. The delay is sought to be condoned on the grounds that talks of compromise were going on between the parties; one of the respondent Parveen Kumar died and that the appellant had suffered a heart attack.

The ground that talks of compromise were going on between the parties is found to be absolutely vague as the details of such talks; when and where the talks took place; who all were involved in such talks and what were the terms on which talks were going on are not forthcoming from the application.

So far as the ground taken with regard to one of the respondent Parveen Kumar having been expired is concerned, no details with regard to the date of his death have been given.

As per discharge summary Annexure A-1, on 17.08.2013, the applicant was admitted in Dayanand Medical College & Hospital, Unit –

Hero DMC Heart Institute, Ludhiana, for heart ailment and was discharged in a stable condition on 24.08.2013. The present appeal has been filed in the year 2018 i.e. after about four and a half years of his discharge.

In spite of several opportunities granted by this Court, no document or other material has been placed on record to substantiate the afore vague averments.

In view of the above, there is no ground to condone the delay of about 7 ½ years in filing of the accompanying appeal. The application for condonation of delay in filing the appeal is accordingly, dismissed. Consequently, the appeal is also dismissed.

(DEEPAK SIBAL)
JUDGE

July 12, 2018
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No