

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

**LPA No. 269 of 2018 (O&M)
Date of decision: 20.5.2019**

State of Punjab and others

.....Appellants

Versus

Raj Kumar Jangra

... Respondent

**CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI,
CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE**

Present: Ms. Monica Chhibbar Sharma, Sr. DAG, Punjab.

Mr. Deepak Sabharwal, Advocate,
for the respondent.

KRISHNA MURARI, CHIEF JUSTICE (Oral)

This intra-court appeal, under Clause X of the Letters Patent, is directed against the order and judgment dated 25.4.2017, passed by the learned Single Judge, allowing the writ petition filed by the petitioner-respondent herein.

Learned counsel for the respondent vehemently contends that though an application under Section 5 of the Limitation Act, 1963, ('the Act' for short) has been made, but it does not contain any reason which can be said to be sufficient for condoning an inordinate delay of 216 days in filing this appeal.

We have heard learned counsel for the parties and gone through the averments made in the application.

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A perusal of the application under Section 5 of the Act goes to show that, as a matter of fact, except for setting out dates on which either copy of the judgment was received in the office of the appellants or sanction from the Government for filing an appeal was obtained, no other detail, much less any cogent reason, has been mentioned therein to explain such an inordinate delay.

In the absence of any plausible explanation, we are not inclined to condone the inordinate delay of 216 days in filing this appeal. In view of the aforesaid facts and circumstances, the application under Section 5 of the Act is dismissed. As a sequel, the appeal stands dismissed as barred by limitation.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

May 20, 2019

AK Sharma

Whether speaking / reasoned:

Whether Reportable:

YES

NO