

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

**CM-23633-CII-2019 in/and
FAO-6891-2019(O&M)**

Date of Decision : 18.11.2019

Madhu Malhotra

Versus

..... Appellant

Harjit Kaur and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Vinod Bhardwaj, Advocate
for the appellant.

RAMENDRA JAIN, J. (Oral)

CM-23633-CII-2019

Through this application, the applicant-appellant has made prayer for condonation of delay of 2840 days in filing the appeal.

Learned counsel contends that applicant-appellant was not aware about recovery rights given to the Insurance Company against her for violation of alleged terms and conditions. She came to know about the said fact only on receipt of recovery notice.

Having given thoughtful consideration to the submissions, this court finds the instant appeal merits dismissal for the reasons to follow.

It is well-settled proposition of law that each day's delay has to be explained in a mathematical manner which has not been done by the applicant-appellant. The applicant-appellant has not mentioned on which date she received the recovery notice and why she got herself proceeded ex parte before the learned Tribunal, during the pendency of claim petition,

filed by respondent Nos.1 to 5-claimants against her. Such type of false pleas are being taken since last 2-3 decades in general by almost every litigant for condonation of delay. Much water has already flown. Now the time has come to deprecate and reject such type of frivolous pleas taken in routine to abuse the process of law.

No cogent reason or plausible explanation has been furnished by the applicant-appellant for condonation of such an inordinate delay of 2840 days in filing the appeal, therefore, the application is dismissed.

FAO-6891-2019

Since, the application for condonation of delay in filing the appeal is dismissed, therefore, no separate order is required to be passed in the main appeal. The same is also dismissed.

18.11.2019
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No