

109 (2 cases)

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

Date of Decision: 19.04.2021

1. CRR No. 463 of 2021 (O&M)

Akshit Kapoor

Petitioner

Versus

State of Punjab

Respondent

2. CRR No. 465 of 2021 (O&M)

Rakesh Kapoor

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Rajiv Sharma, Advocate for the petitioners.
Ms. Monika Jalota, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

The matter is taken up for hearing through video conference due to COVID-19 situation.

These are two criminal revisions filed being aggrieved of the order framing charges in FIR No. 17 dated 13.1.2017, registered at Police Station Division No. 7, Ludhiana.

The petitions are accompanied by the applications for condonation of delay of 496 days.

In these petitions, the petitioners are father and son. The main ground for condonation of delay is that father was facing health issues and further that as per the legal advice received there were no legal remedy

available.

From the doctor's prescriptions of medicines attached with the petition, it is forthcoming that these were for hypertension. There is nothing on record to show that there was any health issue resulting in delay in filing the revision petitions.

No details with regard to wrong legal advice have been mentioned in the petition.

Learned counsel for the applicant-petitioner tried to take shelter under the COVID-19 situation. From the perusal of the facts, it is apparent that the impugned order is of August, 2019. The limitation for filing the revision was November, 2019 whereas, the COVID pandemic is a subsequent happening.

There is no explanation worth acceptance explaining the delay in filing the criminal revisions, the applications for condonation of delay are dismissed.

Consequently, the revision petitions are also dismissed.

A photocopy of this order be placed in the file of connected case.

[AVNEESH JHINGAN]
JUDGE

19th April, 2021
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |