

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

**102**

**CM-5857 and 5858-CII-2020 and  
in RA-CR-88-2020(O&M) in  
FAO-4802-2014  
Date of Decision : 26.02.2021**

**Union of India**

**..... Appellant**

**Versus**

**M/s. Sar Agencies and another**

**..... Respondents**

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI**

**\*\*\***

Present: Mr. Sunil Chadha, Senior Advocate with  
Ms. Swati Verma, Advocate  
for the review applicant-respondent No. 1.

**\*\*\***

**AJAY TEWARI, J. (Oral)  
CM-5857-CII-2020**

This is an application for condonation of delay of 718 days  
in filing the review application.

For the reasons recorded in the application, the same is  
allowed and delay of 718 days in filing the review application is  
condoned.

**CM-5858-CII-2020**

For the reasons recorded in the application, the same is  
allowed. The deficiency of court fee is made good.

**RA-CR-88-2020**

This is an application under Order XLVII Rule 1 read with  
Section 151 CPC seeking review/recall of the order dated 23.2.2018 vide  
which the application seeking condonation of delay of 40 days in filing

the appeal has been condoned and the main appeal has been admitted.

In this regard learned Senior counsel has placed reliance on the judgment of the Supreme Court passed in the matter of *M/s. N.V.International vs. State of Assam and others* which was rendered on 6.12.2019. As a matter of fact, the judgment referred to in that judgment titled as *Union of India vs. M/s Varindera Constructions Ltd. Etc.* was also rendered on 19.4.2018. Both these judgments came after the decision of the above-said application for condonation of delay and consequently, under the explanation of Order XLVII Rule 1 Civil Procedure Code, 1908 (for short 'the Code') this review application is not maintainable and is dismissed.

(AJAY TEWARI)  
JUDGE

26.2.2021  
anuradha

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | - | Yes/No |
| Whether reportable        | - | Yes/No |