

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

Sr.No.102

**Civil Writ Petition No.19198 of 2021
DATE OF DECISION: November 22, 2022**

ANKOR AND ORS

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Vikram Singh , Advocate,
for the petitioner.

SUDHIR MITTAL, J.(ORAL)

A sanad takseem dated 28th November 2006 was challenged by way of a civil suit instituted on 16th June 2015. The suit having been dismissed, a revision petition was filed for setting aside of the sanad but the same has been dismissed on the ground of limitation. Thus, the present writ petition has been filed.

Learned counsel for the petitioner has submitted that as the petitioner was pursuing a wrong remedy under a bona fide legal advise, he should have been given benefit of Section-14 of the Limitation Act, 1963. Thus, the impugned order is illegal and is liable to be set aside.

The submission cannot be accepted. Sanad takseem was issued on 28th November 2006 whereas a civil suit was instituted on 16 June 2015. There was thus a long delay even in institution of the civil suit and even, if benefit of the pendency of the proceeding before Civil Court is granted, the

delay of 9 years is unexplained. Thus, no interference is called for. The writ petition is dismissed.

November 22, 2022
Ankur/Mamta

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No