

LPA No.1230 of 2021 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA No.1230 of 2021 (O&M)

Date of decision : 13.07.2022

M/s Eastern Silk Industries

.....Appellant

VERSUS

Bhag Singh and others

....Respondents

CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Sanjay Vij, Advocate
for the appellant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM-2876-LPA-2021

Prayer in this application is for condonation of delay of 9 days in re-filing the appeal. It has been stated in the application that the delay in re-filing the appeal neither intentional nor deliberate.

For the reasons stated in the application, which is supported by the affidavit of the counsel himself, the same is allowed. Delay of 9 days in re-filing the appeal stands condoned.

LPA No.1230 of 2021

Learned counsel for the appellant states that because of an inadvertence and may be oversight, there being an error on his part to bring to the notice of the learned Single Judge, the fact that as per the *sanad taksim*, land on the national highway has been actually given to the father of the petitioner in the writ petition, rather the name of the father of the petitioner, namely, Jai Kishan son of Ram Kishan, is next to the name of the

LPA No.1230 of 2021 (O&M)

appellant in the said *sanad taksim*. With this aspect, the whole complexion of the matter changes.

In the light of this factual assertion as has been made by the learned counsel for the appellant, it would be appropriate for the appellant to first approach the learned Single Judge and bring the correct position to the notice of the Court by filing an appropriate petition/application.

The appeal stands disposed of in above terms.

(AUGUSTINE GEORGE MASIH)
JUDGE

13.07.2022
Harish

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No