

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 319 of 2020

Date of Decision: 13.05.2022

Mehal Singh

... Petitioner(s)

Versus

The Union of India and Another

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Sanjeev Kumar Arora, Advocate
for the petitioner(s).

Anil Kshetarpal, J.

1. This revision petition, under Article 227 of the Constitution of India read with Section 115 CPC, has been filed in order to seek setting aside of the order dated 17.09.2019, passed by the District Judge, Ferozepur, while dismissing the application filed by the petitioner herein to seek condonation of delay of 13 years 2 months and 5 days in filing the appeal.

2. The First Appellate Court has recorded the cogent reasons while refusing to condone the delay. The petitioner has failed to furnish an explanation to condone a colossal delay of more than 13 years, In the absence of sufficient explanation to condone the delay, the First Appellate Court has passed a detailed order.

3. The learned counsel representing the petitioner contends that the first appeal is a valuable right, therefore, the First Appellate Court ought to have condoned the delay.

4. No doubt, the Courts are expected not to seek explanation for each day's delay. However, the petitioner was required to, at least, furnish sufficient explanation for a significantly long delay of more than 13 years.

5. Keeping in view the aforesaid facts, no ground is made out to interfere. Hence, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

May 13, 2022
"DK"

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No