

CM No. 12266-CII-2021;
CM-12267-CII-2021 in/and
FAO-2872-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(259)

CM No. 12266-CII-2021;
CM-12267-CII-2021 in/and
FAO-2872-2021
Date of Decision : 25.01.2023

Smt. Kamlesh

...Appellant

Versus

Deen Dayal alias Deenu and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Parminder Singh, Advocate for the appellant.

Harsimran Singh Sethi J. (Oral)

CM No. 12266-CII-2021

The present appeal has been filed along with application seeking condonation of delay of 3535 days.

While filing the application, no justifiable reason has been given for the condonation of delay. Further, as per the appellant, she had approached the counsel for filing the appeal within the time. Nothing has come as to why, the said appeal was not filed. The delay of more than 12 years has not been explained in a manner required keeping in view the settled principle of law settled by the Hon'ble Supreme Court of India in Civil Appeal No. 2474-2475 of 2012 titled as ***Office of the Chief Post***

Master General and others Vs. Living Media India Ltd. and another,

**CM No. 12266-CII-2021;
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decided on 24.02.2012, according to which, each day's delay is to be explained so as to seek the condonation of delay.

Keeping in view the said fact, no ground is made out to condone the delay being contrary to the settled principle of law.

Accordingly, the application is dismissed.

FAO-2872-2021 and CM-12267-CII-2021

As the application seeking condonation of delay has been dismissed, consequently, the present appeal filed cannot be touched on merit and the same is also dismissed along with CM-12267-CII-2021.

January 25, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No