

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

**CM No.16408-CII of 2022 in  
FAO No.1595 of 2020(O&M)  
Date of Decision: 11.01.2023**

Indian Oil Corporation Limited

...Appellant

Versus

Union of India

...Respondent

**CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present:- Mr. Ashish Kapoor, Advocate,  
for the appellant.

Mr. Ashish Rawal, Senior Panel Counsel  
for the respondent-UI.

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**MEENAKSHI I. MEHTA, J.(ORAL)**

**CM No.16408-CII of 2022**

The instant application has been moved on behalf of the applicant-appellant for seeking pre-ponement of the date of hearing in the main appeal bearing **FAO No.1595 of 2020** from 02.03.2023 to some earlier date.

Notice in the application.

Learned Senior Panel Counsel for the respondent accepts the notice and he submits that he has no objection in allowing the present application.

Keeping in view the above-said fact as well as the reasons as mentioned in this application, the same is allowed and the afore-referred main appeal is taken on the Board today itself.

**FAO No.1595 of 2020 (O&M)**

**CM No.4935-CII of 2020**

By way of this application, the applicant-appellant has prayed for condonation of the delay of 1414 days in re-filing the appeal.

Notice in the application.

Learned Senior Panel Counsel for the respondent accepts the notice.

Heard.

Keeping in view the reasons as mentioned in the instant application, the same is allowed as prayed for.

**CM No.4936-CII of 2020**

This application has been moved on behalf of the applicant-appellant for condonation of the delay of 135 days in filing the appeal.

Notice in the application.

Learned Senior Panel Counsel for the respondent accepts the notice.

Heard.

Keeping in view the reasons as mentioned in the present application, the same is allowed as prayed for.

**FAO No.1595 of 2020**

Learned counsel for the appellant as well as learned Senior Panel counsel for the respondent are *ad-idem* that the matter involved in the instant appeal, is squarely covered by the judgment rendered by the Co-ordinate Bench on 08.10.2021 in ***FAO No.3398 of 2017*** titled as

***‘Indian Oil Corporation Ltd. vs. Union of India’.***

Resultantly, the appeal in hand also stands disposed of in the same terms.

The parties, through their respective counsels, are directed to appear before the concerned Railway Claims Tribunal, on 03.02.2023.

**11<sup>th</sup> January, 2023.**  
*seema*

**(MEENAKSHI I. MEHTA)**  
**JUDGE**

|                                   |            |
|-----------------------------------|------------|
| <i>Whether speaking/reasoned:</i> | <i>Yes</i> |
| <i>Whether Reportable:</i>        | <i>No</i>  |