

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

(235)

**LPA-1787-2019 (O&M)
Decided on :13.02.2023**

Anil Kumar

.....Appellant(s)

Versus

Punjabi University, Patiala and others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. S.S. Tiwana, Advocate for the appellant (s).

Mr. Sanjeev Roy, Advocate for the respondent-University.

G.S. Sandhawalia, J. (Oral)

CM-4016-LPA-2019

Application has been filed for condonation of delay of 293 days in filing the appeal against the order dated 04.12.2018 passed by the learned Single Judge in **CWP No.30622 of 2018 ‘Anil Kumar Vs. Punjabi University, Patiala and others’**.

The application has been opposed by filing reply, wherein it has been averred that the appellant has not deposited any amount till date with the respondent-University in the light of orders dated 31.10.2017 (Annexure P-7) passed by learned Collector, Sub-Division, Patiala.

A perusal of the order of the learned Single Judge would go on to show that an outstanding of ₹5,46,739/- was payable and that is why the eviction order had been passed and was not interfered by the learned Single Judge.

In the application for condonation of delay it has been averred that the appellant was trying to compromise the matter and is ready to pay

the due amount, if calculated reasonably. Reliance was placed upon

another writ petition bearing CWP No.24885 of 2016 pending before this Court, whereby operation of the order had been stayed.

Apparently, from the above it would be clear that the appellant is in possession of commercial premises for which he is not paying the license fee and, therefore, no sufficient cause has been made out to condone the delay. Only an attempt has been made to delay the proceedings and continue in possession without payment of any amount.

Resultantly, we do find any ground to condone the delay in the facts and circumstances. The application is, accordingly, dismissed.

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In view of the above, the main appeal alongwith all pending miscellaneous applications stand dismissed.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

13.02.2023
Naveen

Whether speaking/reasoned :	✓Yes	No
Whether Reportable :	Yes	✓No