

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

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**CM No.17935-CII of 2022 in
FAO No.16084 of 2018 (O&M)
Date of Decision: 05.01.2023**

Indian Oil Corp. Ltd.

...Applicant-Appellant

Versus

Union of India

...Respondent

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

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

Mr. N.K.Vashist, Senior Panel Counsel
for respondent-Union of India appearing for
Mr. Sunil K. Sharma, Senior Panel Counsel, UOI.

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MEENAKSHI I. MEHTA, J.(ORAL)

CM No.17935-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.16084 of 2018** from 23.05.2023 to some earlier date.

Notice in the application.

Learned Senior Panel Counsel appearing 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.16084 of 2018 (O&M)

CM No.28654-CII of 2018

By way of this application, the applicant-appellant has prayed for condonation of the delay of 380 days in re-filing the appeal.

Notice in the application.

Learned Senior Panel Counsel appearing 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.

Main appeal

Learned counsel for the appellant as well as learned Senior Panel counsel appearing for the respondent are *ad-idem* that the matter involved in the present 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.

(MEENAKSHI I.MEHTA)
JUDGE

05.01.2023.

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Whether speaking/reasoned:	Yes
Whether Reportable:	No