

236 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2024:PHHC:064411
CRM-3215-2019 in/and
CRM-A-379-2019
Date of Decision: May 08, 2024

M/s Hope Computer Point ... Applicant-appellant

Versus

Dr. Raj Pal Sekhon ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Deepam Raghav, Advocate for the applicant-appellant.

DEEPAK GUPTA, J.(Oral)

Complaint titled as “*M/s Hope Computer Point v. Dr. Raj Pal Sekhon*”, pending in the Court of learned Judicial Magistrate 1st Class, Pataudi, was dismissed in default for want of prosecution on 25.11.2016.

2. Since, the dismissal in default, amounted to acquittal, so present application for grant of leave to appeal has been filed. However, said application is accompanied with application (CRM-3215-2019) under Section 5 Limitation Act to condone the delay of 696 days in filing the application for grant of leave to appeal.

3. Learned counsel for the applicant-appellant submits that the counsel before the Trial Court had noted down the wrong date, which led to the dismissal of the complaint. However, no justification has been given for filing the present application for grant of leave to appeal after a long delay of 696 days. No ground for condoning the delay is made out. As such, the application for condonation of delay as well as the main application for grant of leave to appeal is dismissed.

May 08, 2024

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No