



(121)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-1051-2024 (O&M)
Date of Decision:- 22.05.2024

Rajan Mehta
...Appellant(s)
Versus
State of Haryana and others
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA, ACTING CHIEF JUSTICE
HON'BLE MS. JUSTICE LAPITA BANERJI

Present: Mr. Rahul Gautam, Advocate,
for the appellant.

Mr. Deepak Balyan, Additional Advocate General, Haryana.
* * * *

G.S. SANDHAWALIA, A.C.J. (ORAL)

1. This is the second Letters Patent Appeal filed by the appellant against the same order dated 13.03.2024 passed by the learned Single Judge dismissing CWP-5778-2024.
2. Report of the office has also come in pursuance of the directions issued by this Court on 09.05.2024. An application i.e. CM-2970-2024 has also been filed by the appellant for placing on record an affidavit dated 16.05.2024 explaining the circumstances in which the second appeal has been filed. It has been averred in the affidavit that the earlier counsel, namely, Mr. Karan Singh had been engaged and a soft copy had been prepared and sent by him which was forwarded to the second counsel. Part payment had only been made to the first counsel who filed the appeal i.e. LPA-917-2024 against the same judgement dated 13.03.2024 passed by the learned Single Judge which was dismissed by us on 16.04.2024. It is submitted that the second



counsel prepared the second appeal and the appellant was not aware as such that the first appeal had already been dismissed on 16.04.2024 and got to know about it only when the matter was taken up on 09.05.2024. It is submitted that the lapse is un-intentional because of mis-communication and the appellant has the highest regard as such for this Court and has tendered an unconditional apology. He has accordingly prayed for taking a lenient view.

3. Keeping in view the above, we dismiss the appeal.
4. However, the appellant shall deposit costs of Rs. 10,000/- with the Institute for the Blind, Sector 26, Chandigarh, for the inconvenience caused to this Court by filing the second appeal due to his own laxity. A copy of the receipt as such be placed on record within a period of one week failing which the office shall put up the appeal before this Court for further directions.

(G.S. SANDHAWALIA)
ACTING CHIEF JUSTICE

(LAPITA BANERJI)
JUDGE

22.05.2024

Amodh Sharma

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No