Serial No.03
Regular Cause List

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

CM(8532/2025)
IN LPA 311/2025

UNION TERRITORY OF J&K AND ORS. ...APPELLANT(S)

Through:
Ms. Maha Majeed, Assisting Counsel vice
Mr. Mohsin Qadri, Sr. AAG

V/s.

PARVINDER PAL SINGH ...RESPONDENT(S)

Through:
Mr. Z.A. Shah, Sr. Advocate with
Mr. A. Hanan, Advocate

CORAM:
HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE.
HON'BLE MR. JUSTICE MOHD YOUSUF WANI, JUDGE.

ORDER
12.11.2026

01. This intra-court appeal, filed by the Union Territory of Jammu and Kashmir and two others, arises out of an order and judgment dated 10.12.2024, passed by the learned Single Judge of this Court ["the writ Court"] in SWP No. 2382/2018 and the same is delayed by 310 days and, therefore, the instant application for condonation of delay.

02. The application is objected by the respondent, who has filed his objections.

03. The delay is sought to be explained by the applicants/appellants by submitting that the copy of the impugned judgment was examined in light of the available records, whereafter the matter was taken up with the

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Administrative Department for obtaining a legal opinion from the Department of Law, Justice and Parliamentary Affairs. It is further submitted that certain documents were required to be collected from the subordinate offices, which also consumed considerable time. The applicants/appellants contend that it was only after the relevant records were examined and the legal opinion received from the Department of Law, Justice and Parliamentary Affairs was obtained that a decision was taken to file the instant appeal.

04. The applicants/appellants have not disclosed any specific dates indicating when the matter was taken up with the Administrative Department; what documents were required to be collecte; or from which subordinate offices such documents were requisitioned. There is nothing on record to substantiate the explanation tendered by the applicants/appellants, which is nothing but an *ipse dixit* of the appellants and does not constitute 'sufficient cause' for condonation of delay.

05. The objections filed by the non-applicant/respondent reveal that the impugned judgment was passed in the presence of learned counsel representing the appellants, and the appellants were, thus, well aware of the judgment. It is further contended that the judgment was initially accepted by the appellants and it was only after the respondent filed the contempt petition and some adverse orders against the appellants were contemplated, it was decided to file an afterthought appeal.

HIGH COURT JAMMU & KASHMIR AND LADAKH

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06. Having heard learned counsel for the parties and perused the material on record, we are of the considered opinion that the applicants/appellants have miserably failed to demonstrate any sufficient cause, which prevented them from preferring the appeal within the prescribed period of limitation.

07. In the absence of any cogent explanation forthcoming, we are not inclined to allow the instant application and condone the inordinate delay of 310 days in filing the appeal.

08. Accordingly, the application is found devoid of merit and the same is, dismissed and as a consequence thereof, LPA No. 311/2025 shall also stand **dismissed**.

(MOHD YOUSUF WANI)
JUDGE

(SANJEEV KUMAR)
JUDGE

SRINAGAR:
12.11.2026
"Mir Arif"

HIGH COURT
JAMMU & KASHMIR AND LADAKH

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