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

RSA-2171-2023 (O&M)

Date of Decision: 20.01.2026

Ajmer Singh

.....Appellant

Vs.

General Manager, Food Corporation of India and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present : Mr. N.S.Swaich, Advocate,
for the applicant/appellant.

SUDEEPTI SHARMA J. (ORAL)**CM-7435-C-2023**

1. The present application has been filed under Section 151 CPC for condonation of delay of 38 days in re-filing the present appeal.
2. Notice in the application.
3. On the asking of the Court, Mr. Ashish Bansal, Advocate, accepts notice on behalf of the respondents and submits that he has no objection to the prayer made in the application.
4. In view of the no objection and for the reasons mentioned in the application, the same is allowed and the delay of 38 days in re-filing the present appeal is condoned.

CM-7436-C-2023

1. The present application has been filed under Section 5 of the Limitation Act for condonation of delay of 40 days in filing the present appeal.
2. Notice in the application.



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3. On the asking of the Court, Mr. Ashish Bansal, Advocate, accepts notice on behalf of the respondents and submits that he has no objection to the prayer made in the application.

4. In view of the no objection and for the reasons mentioned in the application, the same is allowed and the delay of 40 days in filing the present appeal is condoned.

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1. The present regular second appeal is preferred against the judgment and decree dated 18.10.2018 passed by learned Civil Judge (Junior Division), Amritsar, whereby, suit for mandatory injunction filed by the appellant was dismissed and judgment and decree dated 25.08.2022 passed by learned District Judge, Amritsar, whereby, the appeal filed against the judgment and decree dated 18.10.2018 was also dismissed.

2. Notice of motion.

3. On asking of the Court, Mr. Ashish Bansal, Advocate, has filed his Power of Attorney and accepts notice on behalf of the respondents.

4. Since the amount involved in the present regular second appeal is less than Rs.25,000/-, therefore, as per Section 102 of the Code of Civil Procedure, 1908, the present regular second appeal would not be maintainable.

5. In view of the above, learned counsel for the appellant seeks permission to withdraw the present regular second appeal with liberty to the appellant to avail the remedy as is available to him in accordance with law.

6. Dismissed as withdrawn with liberty aforesaid.

7. Pending application(s), if any, also stand disposed of.

(SUDEEPTI SHARMA)
JUDGE

20.01.2026

Virender

Whether speaking/non-speaking : Yes

Whether reportable : Yes/No