

Gian Chand (Decd) Through: His Lr. Vs.union of India & Ors.

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Court : Delhi

Decided On : Feb-12-2018

Appellant : Gian Chand (Decd) Through: His Lr.

Respondent : Union of India & Ors.

Judgement :

* IN THE HIGH COURT OF DELHI AT NEW DELHI + LA.APP. 71/2012 Date of Order: February 12, 2018 GIAN CHAND (DECD) THROUGH: HIS LR. Appellant Through: Mr. Somvir Singh Deswal, Advocate Versus UNION OF INDIA & ORS.

... RESPONDENTS

Through: Mr. Sanjay Singh, Advocate for respondent-DDA CORAM: HON'BLE MR. JUSTICE SUNIL GAUR ORDER (ORAL) Review Petition No.67/2018 & C.M. 5447/2018 (delay) & C.M. 5448/2018 (for exemption) 1. There is inordinate delay of five years and 267 days in filing the accompanying review petition. Restoration of time barred appeal is sought without explaining the inordinate delay. Review of order of 19th March, 2012 is sought while relying upon Supreme Courts order of 27th March, 2014 in Special Leave Petition (Civil) No.824/2013 Nand Roop Vs. Union of India & Anr., wherein explanation for delay of nearly one year was found to be satisfactory.

2. Admittedly, Special Leave petition against order of 19th March, 2012 (of which review is sought) has been already dismissed vide order of 3rd January, 2013. In

view of above, I find that review of order of 19th March, 2012 cannot be sought while relying upon Supreme Courts order LA.APP.71/2012 Page 1 of 2 in Nand Roop (Supra). Otherwise also, sufficient cause is not shown to condone the inordinate delay of five years and 267 days in seeking review of order of 19th March, 2012.

3. In view of aforesaid, while refusing to condone the delay, the review petition is dismissed. Pending applications are disposed of as infructuous. FEBRUARY 12 2018 r (SUNIL GAUR) JUDGE LA.APP.71/2012 Page 2 of 2

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