

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).17532/2011

(From the judgement and order dated 08/03/2010 in TA No.81/2009 of The the Armed Forces Tribunal, Regional Bench, Lucknow)

SANJAY GIRI

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

With IA 1 ( c/delay in filing SLP and office report )  
[for final disposal]

Date: 10/07/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. Praveen Agrawal,Adv.

For Respondent(s) Mr. Mohan Jain, ASG  
Mr. Prabhat Kumar, Adv.  
Mr. Umesh Chandra, Adv.  
Ms. Jaspreet Aulakh, Adv.  
Mr. U.B. Chaurasia, Adv. for  
Mr. B.V. Balaram Das,Adv.

UPON hearing counsel the Court made the following  
O R D E R

There is a delay of 323 days in filing the present Special Leave Petition. The only explanation given in the application for condonation of delay in filing the Special Leave Petition is that after coming to know about the impugned order, the petitioner contacted the present counsel for filing the present petition; that the present counsel on going through the paper book sought some more clarifications and documents which the petitioner could provide him only with efforts which required some time; that after the preparation of the SLP, the counsel for the petitioner sent the same for his consideration and changes which took some time.

In our view, the cause shown by the applicant is highly vague and by no stretch of imagination, such cause can be said to be sufficient cause. It is not disclosed in the application as to on what date, the petitioner came to know about the impugned order. It is also not stated in the application as to on what date, the petitioner contacted the present counsel. It is also not stated as to when more clarification and documents were required by the counsel. The date of preparation of the Special Leave Petition by the counsel is not stated. It is also not stated as to when the counsel sent to the petitioner the Special Leave Petition for his consideration.

Long delay of 323 days is not at all explained. Special Leave Petition is dismissed as time barred.

|(Pardeep Kumar)  
|Court Master

|(Renu Diwan)  
|Court Master

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