

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 31<sup>ST</sup> DAY OF AUGUST 2012

P R E S E N T

THE HON'BLE MR.JUSTICE K.L.MANJUNATH

AND

THE HON'BLE MR.JUSTICE V.SURI APPA RAO

WRIT APPEAL No.16504/2011 (LB-UC)

BETWEEN:

SRI RUDRARADHYA  
S/O CHANDRASHEKARADHYA  
AGED ABOUT 65 YEARS,  
R/O YELECHAKANAHALLI  
KOTTATI HOBLI, MANDYA TALUK,  
MANDYA DISTRICT.

... APPELLANT

(By Sri. K V NARASIMHAN, Adv.)

AND:

1. THE EXECUTIVE OFFICER  
TALUK PANCHAYATHI  
YELIYUR, MANDYA TALUK,  
MANDYA DISTRICT.

2. THE SECRETARY  
YELIYUR MANDAL PANCHAYATHI,  
YELIYUR, MANDYA TALUK,  
MANDYA DISTRICT.
3. SRI CHANDRASHEKARARADHYA  
S/O CHANDRASHEKARARADHYA  
MAJOR  
R/AT YELECHAKANAHALLI  
KOTTATTI HOBLI, MANDYA TALUK,  
MANDYA DISTRICT.

... RESPONDENTS

(R1, R2 & R3 ARE SERVED)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO SET ASIDE THE ORDER PASSED IN THE WRIT PETITION NO.1521/2003(LB-UC) DATED 22/08/2005.

This appeal coming on for hearing, this day, K.L.MANJUNATH, J., delivered the following:

JUDGMENT

There is a delay of 2191 days in filing the appeal.

Heard the learned counsel for the appellant.

Perused the affidavit filed in support of the application to condone the delay.

The only reason assigned in the affidavit is that the appellant was suffering from ailment. Therefore, he could not file the above appeal within time. Immediately, after recovering from his illness, he has filed this appeal. The affidavit is so bald. The nature of illness has not been mentioned. The treatment taken by him is not disclosed and no medical certificates are produced to show the nature of illness he was suffering. On perusal of the certified copy of the order of the learned single Judge, it is clear that the appellant has obtained the certified copy of the order on 01.09.2005. The present appeal is filed on 01.10.2011, six years one month after obtaining the certified copy of the impugned order. The writ petition filed by the appellant came to be dismissed by the Court on 22.08.2005. Considering

the cause shown by the appellant, no Court can accept such cause to condone a long delay of 2191 days in filing the appeal. In the circumstances, appeal is dismissed without condoning the delay.

Sd/-  
JUDGE

Sd/-  
JUDGE

dh