

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 (C) No(s). 27836/2026

[Arising out of impugned final judgment and order dated 29-01-2026 in CWP No. 32448/2025 passed by the High Court of Punjab & Haryana at Chandigarh]

EM PEE MOTORS LIMITED

Petitioner(s)

VERSUS

BIMLA DEVI & ANR.

Respondent(s)

IA No. 221998/2026 - CONDONATION OF DELAY IN FILING

IA No. 221978/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 221992/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 10-08-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UJJAL BHUYAN

HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Petitioner(s) :Mr. Avanish Kumar, Adv.

Mr. Maibam Nabaghanashyam Singh, AOR

Mr. S R Bansal, Adv.

For Respondent(s) :

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

1. Delay condoned.
2. We have heard learned counsel for the petitioner.
3. The State Consumer Disputes Redressal Commission had passed the following order:

"23. For the reasons recorded above, the appeal is allowed. The impugned order passed by the District forum is set aside.

Consequently, the complaint filed by the appellant/complainant is partly allowed with costs against respondent No.1/opposite party No.1 only, in the following manner:-

i. *Respondent No.1/Opposite Party No.1 is directed to handover original registration certificate of the vehicle, in question, to the complainant within 45 days from the date of receipt of certified copy of this order. In case, the vehicle is not registered till date, Opposite Party No.1 shall get the registration of the vehicle, in question, done from the concerned Registration Authority and then handover the original Registration Certificate to the complainant, within the period stipulated above. Respondent No.1/Opposite Party No.1 will not demand any documents from the complainant as the same not are already available with it as already supplied by the complainant at the time of purchase of the vehicle.*

ii. *Respondent No.1/Opposite Party No.1 is, further directed to handover the vehicle, in question, to the complainant, after carrying out necessary accidental repairs to the entire, satisfaction of the vehicle, without charging anything from the complainant, whether repair cost or garage charges etc., within 45 days from the date of receipt of certificate copy of this order.*

iii. *In case, any penal charges are vehicle, in question, has levied by the Bank, wherefrom*

the been got financed by the appellant/complainant, during the period, the vehicle remains in the workshop of Respondent No.1/Opposite Party No.1 for accidental repairs, those charges will be borne by the Dealer i.e. Respondent No.1/ Opposite Party No.1.

iv. Respondent No.1/Opposite Party No.1 is further directed to pay an amount of Rs.50,000/- to the complainant towards mental agony and physical harassment and Rs.11,000/- towards litigation expenses, within a period of 45 days from the date of receipt of certificate copy of the order, failing which, the said amounts shall carry penal interest @12% per annum from the date of filing the complaint till actual realization."

4. This order came to be challenged by the petitioner before the National Consumer Disputes Redressal Commission ('Commission'). In para 3 of the impugned order, the Commission records that the revision was pending since the year 2019. Petitioner did not pursue the revision petition diligently.

5. On 06.06.2024, the following order was passed by the Commission:

"This is a Revision Petition which was on the mutual consent of the Learned Counsel for the Petitioner and Respondent No.2 fixed for final hearing post 02:00 p.m.

However, when the matter was called at 03:20 p.m. and nobody was present for the

Petitioner.

Much time was wasted in making announcement both in the Court and around as well as over the video conference system. Learned Counsel for the Respondent No. 2 expressed his disappointment.

Apparently, the Learned Counsel for the Petitioner logged off of the video conference facilities at around 03:25 p.m.

It shows that the Petitioner is not interest to pursue the matter.

I think this is a fit-case to impose a cost on the Petitioner. An amount of Rs.5000/- shall be paid by the Petitioner in the Legal Aid Fund of this Commission, within six weeks of this order. Proof of deposit be filed within eight weeks.

List on 09.12.2024 for final hearing."

6. Notwithstanding the same, petitioner continued to default in pursuing the matter. Consequently, on 15.05.2025, the following order was passed:

"By the Order dated 06.06.2024, it was mentioned that the Petitioner is not interested to pursue the matter and a cost of Rs.5,000/- was imposed. Despite specific Order for deposit of this amount within six weeks and proof of deposit to be filed within eight weeks the same has not been deposited till date and the proof of deposit has not been filed.

This is a Revision Petition of 2019.

Even none appeared for the Petitioner on the previous date and on 06.06.2024.

In view of the aforesaid, we are of the view that the Petitioner is not serious in pursuing the matter and the Revision Petition is dismissed for non-prosecution."

7. The Commission, therefore, came to the conclusion that the petitioner was not diligent enough to prosecute the Revision Petition. No effort was made to argue the matter. That being the position, the Commission dismissed the Revision Petition.

8. This order came to be affirmed by the High Court.

9. We do not find any good reason to interfere in the matter.

10. Consequently, Special Leave Petition is dismissed.

11. Pending application(s), if any, shall stand disposed of.

(IRAMNAZ)
COURT MASTER (SH)

(CHETNA BALOONI)
COURT MASTER (NSH)