

GAHC010081402023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/1164/2023
In RFA No. 4208/2023

SAMIRAN CHANDRA LASKAR
S/O LT. SURENDRA CHANDRA LASKAR R/O VILL. AND P.O. NIZ FULBARI
PART III P.S. KATIGORAH DIST. CACHAR ASSAM PIN 788025

VERSUS

STATE OF ASSAM AND 6 ORS.
REP. BY THE CHIEF SECRETARY GOVT. OF ASSAM DISPUR GUWAHATI 6

2:THE COMMISSIONER AND SECRTARY
TO THE GOVT OF ASSAM DEPTT. OF IRRIGATION DISPUR GUWAHATI 6

3:THE DEPUTY COMMISSIONER
CACHAR
SILCHAR

4:THE CHIEF ENGINEER

DEPPTT. OF IRRIGATION CHANDMARI GUWAHATI 3 ASSAM

5:THE SUPERINTENDING ENGINEER
DEPTT. OF IRRIGATION CACAR CIRCLE SILCHAR P.O. SILCHAR DIST.
CACHAR ASSAM

6:THE EXECUTIVE ENGINEER
SILCHAR DIVISION IRRIGATION SONAI ROAD KANAKPUR SILCHAR 5

7:MALLIK LASKAR
JUNIOR ENGINEER INCHARGE OF THE SITE O/O THE EXECUTIVE
ENGINEER SILCHAR DIVISION IRRIGATION SILCHAR

Advocate for the Petitioner : MR. P K DEKA
Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

26.02.2024

Heard Mr. P. K. Deka, learned counsel appearing for the applicant. Also heard Mr. T. R. Gogoi, learned counsel for the respondent nos. 1 & 3, Ms. D. S. Neog, learned counsel appearing for the respondent nos. 2, 4, 5 & 6.

This is an application filed under Section 5 of the Limitation Act praying for condonation of delay of 312 days in preferring the appeal.

The appeal should have been filed in this Court but the appeal was filed before the Sub-ordinate Appellate Court and therefore the delay occurred.

This Court is of the opinion that the delay has been properly explained. Therefore, the delay stands condoned.

The connected regular first appeal shall be registered and listed for admission hearing.

IA stands disposed of.

JUDGE

Comparing Assistant