

GAHC010084842024



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

Case No. : I.A.(Civil)/1276/2024

DIPANJALI MEDHI AND ANR.
W/O LATE PRANABJIT BARMAN,
VILL.- MADULIJHAR, P.O.- CHAKCHAKA BAZAR, P.S.- SHORBHOG AND
DIST.- BARPETA, ASSAM.

2: MAHINDRI BALA DAS @ MAHINDRI BARMAN
W/O LATE MAHARAM BARMAN

VILL.- MADULIJHAR
P.O.- CHAKCHAKA BAZAR
P.S.- SHORBHOG AND DIST.- BARPETA
ASSAM

VERSUS

SHRIRAM GENERAL INSURANCE COMPANY LTD.
REP. BY ITS LEGAL MANAGER, E-8, EPIP, RIICO, INDUSTRIAL AREA
SITAPUR, JAIPUR, RAJASTHAN- 302022.

Advocate for the Petitioner : MR. M KHAN, MS J AKTAR

Advocate for the Respondent : MS. P BORTHAKUR, MR. R GOSWAMI, MS. M SAIKIA

Linked Case :

DIPANJALI MEDHI AND ANR

VERSUS

SHIRAM GENERAL INSURANCE COMPANY LTD A

Advocate for : MR. M KHAN
Advocate for : appearing for SHIRAM GENERAL INSURANCE COMPANY LTD A

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 14.08.2024

Heard Mr. M. Khan, learned counsel for the applicants/ appellants. Also heard Ms. M. Saikia, learned counsel for the sole respondent/ the Insurance Company.

This is an application under proviso 173(1) of the Motor Vehicle Act, 1988 read with Section 5 of the Limitation Act, 1963 for condoning the delay of 222 days in filing the connected appeal against the impugned judgment and order dated 06.06.2023, passed by the learned Member, MACT, Bongaigaon in MAC Case No. 158/2019.

The reason for delay of 222 days day in preferring the connected appeal on time has been properly explained in paragraphs 4 and 5 of the delay condonation application.

Upon perusal of the records and upon consideration, this Court is satisfied that the applicants have been able to explain sufficient cause for not preferring the connected appeal on time.

Moreover, the learned counsel for the sole respondent/ the Insurance Company has no objection, if the delay of 222 days in preferring the connected

appeal is condoned.

In view of the above, the delay of 222 days is hereby condoned.

The office shall register the connected appeal and place the same for admission on the date to be fixed by the Registry, showing the name of Ms. M. Saikia as the counsel for the sole respondent in the main connected appeal.

With the above directions, the I.A. stands disposed of.

JUDGE

Comparing Assistant