

GAHC010101512024



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

Case No. : I.A.(Civil)/2046/2024

ON THE DEATH OF LATE SUNIL KUMAR,
HIS LEGAL HEIRS SMT. ALKA YADAV, W/O LATE SUNIL KUMAR, R/O A/7,
MAHESH GARDEN, BAHADURGARH ROAD, NAJAFGARH, NEW DELHI-
110043.

VERSUS

THE UNION OF INDIA AND 4 ORS.
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF HOME AFFAIRS, NORTH BLOCK, NEW DELHI 110001

2:THE DIRECTORATE GENERAL
CRPF
BLOCK NO. 1
CGO COMPLEX
LODHI ROAD
NEW DELHI 110003

3:THE SPECIAL DIRECTOR GENERAL
NORTH EASTERN ZONE
CRPF
AMERIGOG
9TH MILE
GUWAHATI
ASSAM 781023

4:THE INSPECTOR GENERAL
NORTH EAST SECTOR
CRPF
STONEY HAVEN BISHOP COTTON ROAD
SHILLONG
MEGHALAYA

793001

5:THE DEPUTY INSPECTOR GENERAL
RANGE HEADQUARTERS
CRPF
DAYAPUR
SILCHAR
ASSAM 78803

Advocate for the Petitioner : MR. R MAZUMDAR, MR P RAI,MS T WAPANGLA,MR. R DEKA,MR N ALI,MR. R MAZUMDAR

Advocate for the Respondent : DY.S.G.I.,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 07-08-2024

Heard Mr. R. Deka, learned counsel for the applicant. Also heard Mr. A.K. Dutta, learned counsel for all the respondents.

This is an application under Section 5 of the Limitation Act, 1963 praying for condonation of delay of 667 days in filing the substitution petition in WP(C) No. 4051 of 2020.

The reason for delay in not preferring the connected substitution petition has been explained in para 7 of the application and I am satisfied that the applicant has shown sufficient cause for not preferring the application within stipulated time. Moreover, the opposite-parties/respondents have no objection if the delay in filing the substitution petition is condoned.

In view of the above, the delay of 667 days in filing the substitution petition in WP(C) No. 4051 of 2020 is hereby condoned.

The applicant shall file amended Cause Title in WP(C) No. 4051/2020 by substituting the petitioner by his wife.

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

JUDGE

Comparing Assistant