

GAHC010114202024



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

Case No. : I.A.(Civil)/1755/2024

THE ORIENTAL INSURANCE CO. LTD.
A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956, REP. BY ITS
REGIONAL MANAGER, ULUBARI, GUWAHATI- 7, DIST.- KAMRUP(M),
ASSAM.

VERSUS

ASHIMA SAHI AND 3 ORS.
W/O LATE PURAN SINGH SOHI @ SAHI,
R/O NEGOTHERITING T.E., P.S.- DERGAON, DIST.- GOLAGHAT, ASSAM.

2:CHANDAN SINGH SAHI
S/O LATE PURAN SINGH SOHI @ SAHI

R/O NEGOTHERITING T.E.
P.S.- DERGAON
DIST.- GOLAGHAT
ASSAM.

3:MEETHLESH SINGH
S/O BIRBAHADUR SINGH

R/O RONGAGORA
P.O.- RONGAGORA GHAT
GOLAGHAT- 785621.

4:PRABIN SAIKIA
S/O LERELA SAIKIA

R/O SESAMUKH

P.S. AND DIST.- GOLAGHAT

Advocate for the Petitioner : MR. S K GOSWAMI, MR. R SHARMA

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 07-08-2024

Heard Mr. S.K. Goswami, learned counsel for the applicant.

This is an application under Section 5 of the Limitation Act, 1963 read with Section 173(1) of Motor Vehicle Act, 1988 praying for condonation of delay of 5 days in preferring the connected appeal, against the judgment and award dated 29.12.2023, passed by the learned Member, Motor Accident Claims Tribunal No. 2, Kamrup (M) at Guwahati in MAC Case No. 1010/2021.

The reason for not preferring the connected appeal on time has been explained in paragraph 4 of the application. I am satisfied with the reason for delay explained by the learned counsel for the applicant. The applicant has been able to show sufficient cause for not preferring the appeal on stipulated time. And since the delay is only of 5 days, no prejudice would be caused to the opposite-party if the delay is condoned, rather it would expedite the proceeding of the connected appeal.

In view of the above, the delay of 5 days in preferring the connected appeal is hereby condoned.

With the above, this appeal stands disposed of.

The Office shall register the connected appeal and list for admission.

JUDGE

Comparing Assistant