

GAHC010119802022



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

Case No. : I.A.(Civil)/3080/2022

SHOFI AHMED
S/O EDRIS ALI,
RESIDENT OF WARD NO. 4, GAURIPUR, BEPARIPATTY, PO GAURIPUR PS
GAURIPUR, DIST DHUBRI, ASSAM 783331

VERSUS

ENTHEYKAF HUSSAIN MONDAL AND ANR.
S/O ZULFIKAR HUSSAIN MONDAL,
RESIDENT OF VILLAGE GERAMARI PART IV, PS GAURIPUR, PO
GERAMARI, DIST DHUBRI, ASSAM 783339

2:MD. INSUR ALI

S/O LATE ASGOR ALI

RESIDENT OF VILLAGE GERAMARI PART IV
PS GAURIPUR
PO GERAMARI
DIST DHUBRI
ASSAM 78333

For the Applicant(s) : Mr. D. Roy, Advocate

For the Respondent(s) : None appears.

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 08.05.2024

1. This is an application filed under Section 5 of the Limitation Act, 1963 for condoning the delay of 16 days in preferring the accompanying Second Appeal against the judgment and decree dated 15.02.2022 in Money Appeal No.01/2020.
2. This Court has perused the grounds which have been mentioned in the instant application more particularly in Paragraph Nos. 8, 9 and 10 and is of the opinion that the same constitutes a sufficient cause for condoning the delay of 16 days in preferring the accompanying Second Appeal.
3. Accordingly, the delay of 16 days is condoned.
4. I.A. stands allowed.
5. The Registry is directed to register the accompanying Second Appeal and list the matter in the column of Order XLI Rule 11 on 10.06.2024.

JUDGE

Comparing Assistant