

GAHC010133762023



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

Case No. : I.A.(Civil)/1790/2023

ORIENTAL INSURANCE COMPANY LTD
A CENTRAL GOVT. UNDERTAKING HAVING ITS REGIONAL OFFICE AT
GUWAHATI, GS ROAD ,ULUBARI, GUWAHATI 781007 REPRESENTED BY
THE DEPUTY MANAGER, GAUHATI REGIONAL OFFICE, ULUBARI,
GUWAHATI 781005

VERSUS

DANDIDHAR DEKA AND 4 ORS.
S/O LATE MATHURA DEKA
RESIDENT OF RANGIA TINIALI, WARD NO. 7, PO AND PS RANGIA, DIST
KAMRUP , ASSAM 781354

2:RAKHI DEKA
D/O DANDIDHAR DEKA
RESIDENT OF RANGIA TINIALI
WARD NO. 7
PO AND PS RANGIA
DIST KAMRUP
ASSAM 781354

3:KRITIMA DEKA
D/O DANDIDHAR DEKA
RESIDENT OF RANGIA TINIALI
WARD NO. 7
PO AND PS RANGIA
DIST KAMRUP
ASSAM 781354

4:KRISHNA MANDAL
S/O NARAYAN MANDAL
RESIDENT OF RANGIA TINIALI

WARD NO. 4
PO AND PS RANGIA
DIST KAMRUP
ASSAM 781354

5:RUP KUMAR DAS
S/O KANAI DAS

RESIDENT OF VILLAGE KATAJHAR PATHAR
PO KATAJHAR
PS AND DIST BARPETA ASAM 78131

Advocate for the Petitioner : MS. R D MOZUMDAR

Advocate for the Respondent : MD H R AHMED (R-4)

Linked Case :

ORIENTAL INSURANCE COMPANY LTD

VERSUS

DANDIDHAR DEKA AND 4 ORS. H

Advocate for : MS. R D MOZUMDAR
Advocate for : appearing for DANDIDHAR DEKA AND 4 ORS. H

BEFORE
HONOURABLE MR. JUSTICE K. SEMA

ORDER

Date : 01.05.2024

Heard Mr. S.P. Sharma, learned counsel for the applicant, Mr. S.C. Pandit, learned counsel for the respondent Nos. 1, 2 & 3 and Mr. H.R. Ahmed, learned counsel for the respondent Nos. 4 and 5.

The present application has been filed under Section 173 of the M. V. Act

read with Section 5 of the Limitation Act, 1963 seeking for condonation of delay of 51 days in filing the connected appeal against the judgment and award dated 19.01.2023 passed by the learned Member, Motor Accident Claims Tribunal, Nalbari in MAC Case No. 109/2018(Death).

The grounds for condonation of delay have been explained in paragraph 4, 5 and 6 of the application. This Court has perused the application seeking for condonation of delay and is satisfied that the applicant has satisfactorily explained the delay.

The delay of 51 days is accordingly condoned.

Registry to register the appeal.

The application stands disposed.

JUDGE

Comparing Assistant