

GAHC010136962024



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

Case No. : I.A.(Civil)/2239/2024

THE NATIONAL INSURANCE COMPANY LTD
HAVING ITS REGISTERED HEAD OFFICE AT 3. MIDDLETON STREET ,
CALCUTTA 700071 AND REGIONAL OFFICE AT GS ROAD, BHANGAGARH,
GUWAHATI 781005, REPRESENTED BY ITS REGIONAL MANAGER
REGIONAL OFFICE AT GUWAHATI

VERSUS

ROHISH UDDIN @ AHIJUDDIN ALI AND 3 ORS
S/O LATE MONGSHER ALI, RESIDENT OF VILLAGE CHALANTAPARA PART
II, PS JOGIGHOPA, DIST BONGAIGAON, ASSAM

2:SAHINUR ISLAM @ SAHINUR
S/O ROHISH UDDIN @ AHIJUDDIN ALI
RESIDENT OF VILLAGE CHALANTAPARA PART II
PS JOGIGHOPA
DIST BONGAIGAON
ASSAM TO BE REP. BY RES. NO. 1

3:AYUB ALI
S/O LATE ABDUL LATIF
RESIDENT OF VILLAGE DOLONI BEEL
PS JOGIGHOPA
DIST BONGAIGAON
ASSAM

4:WASH KURUNI
S/O LATE ABDUL LATIF
RESIDENT OF VILLAGE DOLONI BEEL
PS JOGIGHOPA
DIST BONGAIGAON
ASSA

Advocate for the Petitioner : MRS. D DAS BARMAN,

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 23-09-2024

Heard Mrs. D.D. Barman, learned counsel for the applicant. Also heard Mr. A.K. Das, learned counsel appearing for the opposite party.

This is an application filed under Section 5 of the Limitation Act, 1963 read with Rule 2 (2) of Chapter V-A of the Gauhati High Court Rules for condonation of delay of 9 (nine) days in filing the cross objection against the judgment and award dated 19.01.2024 passed by the learned Member, MACT, Bongaigaon in MAC Case No.151/2017.

The grounds of delay in filing the cross objection has been explained in paragraph 4 and 5 of the said petition.

Upon consideration, I am of the view that the applicant was prevented by sufficient cause for not preferring the cross objection in time. Moreover, the learned counsel for the opposite party has no objection in condoning the delay.

In view of the above, the delay of 9 (nine) days in filing the cross objection is hereby condoned.

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

Registry shall number the I.A for stay petition and the cross objection and list it on a date to be fixed by it.

JUDGE

Comparing Assistant