

GAHC010169162018



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

Case No. : I.A.(Civil)/2825/2018
In RSA No. 220/2018

PRAVAT DAS @ HIRA @ MEDHI AND 8 ORS
S/O LATE BHUGDHAR DAS @ HIRA @ MEDHI VILLAGE BAGHARA, PO
BAGHARA, PS MORIGAON, MOUZA NIZ TETELIA, DIST MORIGAON,
ASSAM , PIN 782105

2: SMTI RUNU HIRA @ MEDHI
D/O LATE BHUGDHAR DAS @ HIRA @ MEDHI
VILLAGE BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM
PIN 782105

3: SMTI DURGESWARI HIRA
W/O LATE AMRIT HIRA
VILLAGE BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM
PIN 782105

4: ON THE DEATH OF SMTI JAYANTI HIRA @ DEKA HER LEGAL HEIR SRI
NILINI DEKA
H/O SMTI JAYANTI HIRA @ DEKA
VILLAGE MAJGAON BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON

ASSAM
PIN 782105

5: SRI MANOJ DEKA
S/O LATE SMTI JAYANTI HIRA @ DEKA
VILLAGE MAJGAON BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM
PIN 782105

6: SMTI SANGITA DEKA
D/O LATE SMTI JAYANTI HIRA @ DEKA
VILLAGE MAJGAON BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM
PIN 782105

7: SMTI NIVA HIRA @ DAS
W/O SRI LACHIT HIRA @ DAS RESIDENT OF VILLAGE SIMALGURI
PO MIKIRBHETA
PS MIKIRBHETA
MOUZA MIKIRBHETA
DISTRICT MORIGAON ASSAM

8: SRI MANAI HIRA
S/O LATE MIL SINGH
VILLAGE BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM
PIN 782105

9: SRI BONAMALI HIRA @ DAS
S/O LATE MIL SINGH
VILLAGE BAGHARA
PO BAGHARA
PS MORIGAON
MOUZA NIZ TETELIA
DIST MORIGAON
ASSAM

PIN 78210

VERSUS

SMTI JINTI MEDHI @ DAS
W/O LATE DILIP DAS VILLAGE BAGHARA, PO BAGHARA, PS MORIGAON,
MOUZA NIZ TETELIA, DIST MORIGAON, ASSAM , PIN 782105

Advocate for the Petitioner : MR. A K PURKAYASTHA

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

01.03.2024

Heard Mr. A. K. Purkayastha, learned counsel appearing for the applicant.

Seen the connected Office Notes.

Notice upon the sole respondent has been served long back.

None appears for the sole respondent.

This is an application filed under Section 5 of the Limitation Act praying for condonation of delay of 1813 days in preferring the appeal.

In this case, the original respondent expired and in her place her daughter was impleaded. The original respondent was indisposed for a long time and ultimately she expired. It has been submitted that all those things took time and the delay took place.

After going through the petition, I find that the delay has been satisfactorily explained.

Therefore, the delay stands condoned.

The connected RSA shall be registered and listed for admission hearing.

The IA stands disposed of.

JUDGE

Comparing Assistant