

GAHC010231042022



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

Case No. : I.A.(Civil)/3312/2022

MD. FAZAL ALI @ FAZAL HAQUE
S/O LATE ASORUDDIN @ ACHURADDIN,
VILL.- TAPABORI,
P.S.- HAJO,
DIST.- KAMRUP(R), ASSAM.

VERSUS

M/S ORIENTAL INSURANCE CO. LTD. AND 2 ORS.
REP. BY THE REGIONAL MANAGER (GRO), G.S. ROAD, ULUBARI,
GUWAHATI- 07.

2:KAMAL HASAN
S/O MD. ANOWAR HASAN

VILL.- BELLA

P.S.- BARPETA

DIST.- BARPETA
ASSAM
PIN- 781309.

3:RUPAM NATH
S/O DEBEN NATH

VILL.- INDRA NAGAR
GAME VILLAGE

P.O. AND P.S.- BASISTHA

DIST.- KAMRUP (M)

ASSAM
PIN- 781034

Advocate for the Petitioner : MR. S ROY

Advocate for the Respondent : MR. J KALITA (R-1)

Linked Case : MAC App. Filing No. 9831/2022

FAZAL ALI @ FAZIL HAQUE.

VERSUS

M/S ORIENTAL INSURANCE CO . LTD AND 2 ORS A

Advocate for : MR. S ROY

Advocate for : appearing for M/S ORIENTAL INSURANCE CO . LTD AND 2 ORS A

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 27.05.2024

Heard Mr.S. Roy, learned counsel appearing for the applicant. Also heard Mr. J. Kalita, learned counsel appearing for the respondent No. 1/Oriental Insurance Company Ltd and Mr. S. Rana, learned counsel appearing for the respondent No.2/owner.

Service of notice upon the respondent No. 2 is already complete.

This is an application u/s 5 of the Limitation Act praying for condonation of delay of 58 days in preferring the appeal.

Mr. Kalita as well as Mr. Rana have submitted that they have no objection if the delay is condoned. Accordingly, the delay stands condoned.

The connected MAC Appeal shall be registered and listed for admission hearing.

Copy of the memo of appeal shall be provided to Mr. Kalita as well as to Mr. Rana.

The IA stands disposed of.

JUDGE

Comparing Assistant