

GAHC010242232023



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

Case No. : I.A.(Civil)/3858/2023

RIJIA BEGUM @ RAJIA BEGOM AND ANR.
W/O LATE JAMSHED KHAN,
VILL.- MEDOL PART II, P.O.- KANISHAIL, P.S. AND DIST.- KARIMGANJ,
ASSAM, PIN- 788711.

2: DILWARA BEGUM
W/O LATE MANIK KHAN

VILL.- MEDOL PART II
P.O.- KANISHAIL
P.S. AND DIST.- KARIMGANJ
ASSAM
PIN- 788711

VERSUS

MD. HELAL UDDIN AND ANR.
S/O LATE SURAJ ALI,,
VILL.- DHIT BOTOROSHI, P.O.- TILLABAZAR, P.S. AND DIST.- KARIMGANJ,
ASSAM, PIN- 788709.

2:THE NEW INDIA ASSURANCE CO. LTD.
TO BE REP. BY THE INCHARGE NEW INDIA ASSURANCE CO. LTS.
KARIMGANJ MICRO OFFICE
DAK BUNGLOW ROAD
P.O.
P.S. AND DIST.- KARIMGANJ
ASSAM
PIN- 783380

Advocate for the Petitioner : MR. M H RAJBARBHUIYAN

Advocate for the Respondent : MS R BEGUM (r-1)

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

12.02.2024

Heard the learned counsel Mr. M.H. Rajbarbhuiyan appearing for the applicants. Also heard Ms. R. Begum, learned counsel representing respondent no.1. Mrs. L. Sarma, learned counsel appears for respondent no.2, the Insurance Company.

This is an application under Section 5 of the Limitation Act praying for condonation of 495 days of delay in preferring the connected appeal.

Mr. Rajbarbhuiyan submits that the applicants filed a review petition against the judgment of the Tribunal and that is the reason why the delay took place.

The learned counsels representing the opposite parties/respondents have fairly submitted that they have no objection if the delay is condoned.

I have gone through the application and found that the delay has been sufficiently explained. Therefore, the delay stands condoned.

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

The Interlocutory Application is disposed of.

Copies of the memo of appeal shall be supplied to the learned counsels representing the opposite parties/respondents.

JUDGE

Comparing Assistant