

GAHC010256932023



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

Case No. : I.A.(Civil)/3668/2023

ASSAM STATE WEAVING AND MANUFACTURING CO. LTD. EMPLOYEES
UNION
KATIMARI PATHAR, P.O.- HERAPATTY, DIST.- NAGAON, REP. BY THE
PRESIDENT/ GENERAL SECRETARY- SRI ANIL KONWAR S/O NARESWAR
KONWAR, R/O NEAR RASH MONDIR, KACHAMARI, KACHAMARI
BARAGAON, HAIBORGAON, DIST.- NAGAON, ASSAM- 782002.

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, DISPUR,
GUWAHATI- 781006.

2:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
INDUSTRIES DEPTT.
DISPUR
GUWAHATI.

3:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
PUBLIC ENTERPRISES DEPTT.
DISPUR
GUWAHATI.

4:THE ASSAM INDUSTRIES DEVELOPMENT CORPORATION
R.G. BARUAH ROAD
GUWAHATI
REP. BY THE MANAGING DIRECTOR.

5:THE MANAGING DIRECTOR
ASSAM INDUSTRIES DEVELOPMENT CORPORATION
R.G. BARUAH
GUWAHATI

Advocate for the Petitioner : MR. B D KONWAR SR. ADV.

Advocate for the Respondent : GA, ASSAM

Linked Case :

ASSAM STATE WEAVING AND MANUFACTURING CO LTD EMPLOYEE
UNION

VERSUS

THE STATE OF ASSAM AND 4 ORS (E)

Advocate for : MR. B D KONWAR SR. ADV.
Advocate for : appearing for THE STATE OF ASSAM AND 4 ORS (E)

BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 21/02/2024
Vijay Bishnoi, CJ

Heard Mr. B.D. Konwar, learned senior counsel assisted by Mr. J. Singh, learned counsel for the applicant. We have also heard Mr. N. Das, learned Government Advocate, Assam, appearing for the respondent no.1 and Mr. A. Kalita, learned Standing Counsel, Industries Department, Assam, appearing for the respondent nos. 2 & 3.

The matter comes upon for consideration of the IA(C) No. 3668/2023 with a prayer to

condone the delay of 153 days in preferring the connected appeal.

No counter to the IA is filed on behalf of the respondents.

Learned counsel for the applicant has submitted that the delay in filing the connected appeal is *bona fide* and there is no intention on the part of the appellant to file the connected appeal with a delay.

Learned counsel for the respondent has opposed the application.

Having heard the learned counsel for the parties and upon going through the contents of the IA, we deem it appropriate to condone the delay of 153 days in filing the connected appeal. Hence, the application under section 5 of the Limitation Act is allowed. Delay of 153 days in filing the connected appeal is condoned.

Office is directed to register the appeal and thereafter list before this Court after two weeks.

JUDGE

CHIEF JUSTICE

sukhamay

Comparing Assistant