

GAHC010285392019



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

Case No. : I.A.(Civil)/4118/2019

ON THE DEATH OF SRI ABANI NATH SARMAH, HIS LEGAL HEIRS
REPRESENTED BY-

1.1: MRS. KALPANA DEVI
W/O- LATE ABANI NATH SARMAH
R/O- NEHRU PARK
JORHAT.

1.2: SRI JUBIN SARMAH
S/O- LATE ABANI NATH SARMAH
R/O- NEHRU PARK
JORHAT.

1.3: SMTI KAMALINEE DEVI
D/O- LATE ABANI NATH SARMAH
R/O- NEHRU PARK
P.O. AND P.S.- JORHAT
DIST.- JORHAT
PIN- 78500

VERSUS

SRI PORITOSH BHARADWAJ AND 2 ORS
S/O- JITENDRA NATH SARMA, R/O- DHAPKOTA CHARINGIA GAON, P.S.
AND DIST.- JORHAT

2: ANJALI DEVI
W/O- LATE KARTIK SARMAH
R/O- NEHRU PARK
P.O.
P.S. AND DIST.- JORHAT
PIN- 785001.

3: SRI HEROMBO SARMAH

S/O- LATE KARTIK SARMAH
R/O- NEHRU PARK
P.O.
P.S. AND DIST.- JORHAT
PIN- 785001

Advocate for the Petitioner : MR. B K BHATTACHARJEE

Advocate for the Respondent : MR. T J MAHANTA

**BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

ORDER

05.01.2024

Heard Mr. U. B. Sarma, learned counsel for the applicant. Also heard Mr. A. Baruah, learned counsel appearing for the respondent No.1.

This is an application under Section 5 of the Limitation Act praying for condoning the delay of 300 days in preferring the Second appeal.

Learned counsel for the respondent No.1 submits that he has no objection if the delay is condoned.

Accordingly delay stands condoned.

Registry is directed to register the connected second appeal and list the same accordingly.

The name of Mr. A. Baruah and Mr. P. Bhattacharya be shown in the cause list as a counsel representing the respondent No.1.

JUDGE

Comparing Assistant