

GAHC010292422023



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

Case No. : I.A.(Civil)/1299/2024

THE FOOD CORPORATION OF INDIA AND ORS.
REP. BY THE CHAIRMAN AND MANAGING DIRECTOR, FOOD CORPN OF
INDIA,16-20, BARKHAMA LANE, NEW DELHI-110001

2: THE EXECUTIVE DIRECTOR NORTH EAST
FOOD CORPN OF INDIA
ZONAL OFFICE
ULUBARI, P.O.GUWAHATI-7
DIST KAMRUP, ASSAM

3: THE GENERAL MANAGER N.E.
FOOD CORPN OF INDIA
ZONAL OFFICE
ULUBARI
P.O.GUWAHATI-7
DIST KAMRUP
ASSAM

4: THE GENERAL MANAGER
FOOD CORPN OF INDIA
REGIONAL OFFICE
ULUBARI
P.O.GUWAHATI-7
DIST KAMRUP
ASSAM

5: THE AREA MANAGER
FOOD CORPN OF INDIA
DIST OFFICE
STEAMERGHAT ROAD
P.O. SILCHAR-788001
DIST CACHAR, ASSAM

VERSUS

SEKHAR KANTI DEB
S/O LT. SACHINDRA CHANDRA DEB, 2ND LINK ROAD, MAIN, SILCHAR
P.O. SILCHAR-788006, DIST CACHAR ASSAM

Advocate for the Petitioner : MR. P K ROY

Advocate for the Respondent :

Linked Case :

THE FOOD CORPORATION OF INDIA AND ORS.

VERSUS

SEKHAR KANTI DEB F

For the Applicant(s) : Mr. P.K. Roy, Advocate

For the Respondent(s) :

- B E F O R E -

HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI

HON'BLE MR. JUSTICE KARDAK ETE

28.06.2024

(Vijay Bishnoi, CJ)

This Interlocutory Application under Section 5 of the Limitation Act, 1963 has been filed on behalf of the applicants with a prayer to condone the delay of 115 days in filing the connected appeal.

As per office report, neither A/D Card nor “Unserved Notice” in respect of the notice issued to the sole respondent has been received. However, an affidavit has been filed on behalf of the applicants stating that the notice of this Interlocutory Application has personally been served upon the sole respondent. In such circumstances, service of notice upon the sole respondent is treated to be complete.

Having heard the learned counsel for the applicants and after going through the contents of the Interlocutory Application, we deem it appropriate to condone the delay of 115 days in filing the connected appeal.

Hence, the Interlocutory Application is allowed. The delay of 14 days in filing the connected appeal is condoned.

Registry is directed to register the connected appeal and list the same for admission in the month of August, 2024.

JUDGE

CHIEF JUSTICE

Comparing Assistant