

GAHC030005262023



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

Case No. : I.A.(Civil)/121/2023

Smt. Lalvuani
W/o Barna Sanga,
R/o Bawngkawn, Aizawl, Mizoram

VERSUS

State of Mizoram represented by the Secretary to the Govt. of Mizoram and 5 Ors.
Land Revenue and Settlement Department 2:The District Magistrate
Aizawl District
Aizawl
Mizoram

3:The Director
Land Revenue and Settlement Department
Aizawl

4:Sh. Laldingliana
S/o R. Lalbana
R/o ITI Veng
Aizawl
Mizoram

5:Sh. R.C. Liandawla
S/o R. Lalbana

R/o Bawngkawn
Aizawl
Mizoram

6:Smt. Rualkhumi
W/o Hrangbana (L)

R/o Chanmari
Aizawl

S/b her son Sh. Zohmingthang

Advocate for the Petitioner : Mr Zoramchhana

Advocate for the Respondent : Addl. AG/GA, Mizoram for R1-R3

ORDER

BEFORE

HONOURABLE MRS. JUSTICE MALASRI NANDI

27.06.2024

Heard Mr. Zoramchhana, learned counsel for the applicant. Also heard Mr. A.R. Malhotra, learned counsel for the respondent No. 6 as well as Mr. Samuel Vanlalhriata Chhangte, learned Addl. Advocate General for the respondent Nos. 1 to 3. None appears for the respondent Nos. 4 & 5 despite notice.

This is an application under Section 5 of the Limitation Act, 1963 for condoning the delay of 100 days in filing the connected RFA No. 36/2020 whereby, the appellant has challenged the legality and validity of the impugned Judgment & Order dated 27.03.2023 passed by the Court of Senior Civil Judge - II, Aizawl in Civil Suit No. 79 of 2021.

It is submitted by the learned counsel for the applicant that the grounds for the delay amongst others in filing the connected appeal has been reflected at paragraph No. 3 (a) & (b) of the application.

Learned counsels for the respondent Nos. 1, 2, 3 & 6 submit that they have

no objection if the delay is condoned.

On perusal of the grounds taken by the applicant and in view of the submission made by the learned counsels for the respondents, this Court is of the view that sufficient cause has been made out to condone the delay. Accordingly, the delay of 100 days in filing the connected RFA No. 36/2023 is hereby condoned.

I.A stands disposed of.

As the main appeal has already been registered, Registry to list the same after one (1) week.

JUDGE

Comparing Assistant