

Party Name : ANITA GHOSH (DAS) & ORS Vs NRIPENDRA CH. DAS & ABR

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THE HONBLE MR. JUSTICE S.C.DAS

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Heard learned counsel, Mr. D. R. Choudhury for the appellant-applicants and learned counsel, Mr. D. K. Biswas for the respondent-opposite parties.

By filing this petition under Order XLI Rule 3A of the CPC read with Section 5 of the Limitation Act the appellant-applicants seek condonation of delay of 319 days in preferring the connected IA No.248 of 2015 seeking re-admission of RSA No.61 of 2007, which has been dismissed for default by order dated 24.09.2014.

After hearing learned counsel of both side and having gone through the reasons assigned for the delay in filing re-admission petition, the delay stands condoned subject to payment of a cost of Rs.3,000/- (Rupees three thousand) to the respondent-opposite parties. The payment should be made within 15(fifteen) days from today.

The Interim application accordingly stands disposed of.