GAHC010117082018

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

Case No. : I.A.(Civil) 1949/2018

1:ORIENTALINSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE A-25/27 , ASAF ALI ROAD NEW DELHI 110002 AND REGIONAL OFFICE AT GUWAHATI 7 REPRESENTED BY THE REGIONAL MAANGER

VERSUS

1:SMT ANITA BAISHYA
WO SRI NRIPERN NAT BAISHYA VILLAGE MAZDIA PO CHOWK BAZAR PS NALBARI ASSAM

2:SMT MANJU DEY
RO SAMAN NAGAR
BALTALA PS AND PO PRADHANNAGAR
DIST DARJEELING WEST BENGAL (OWNER OF THE OFFENDING VEHICLE NO WB 76 6518) (BUS)

3:SRI PRADIP CHANDRA DEY
SON OF LATE ABANI CHANDRA DEY RO KACHARI ROAD SILIGURI PS SILIGURI DIST DARJEELING WEST BENGAL (DRIVER OF THE OFFENDING VEHICLE NO WB 76 6518) (BUS

Advocate for the Petitioner :

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

Date : 04-02-2020

Heard Mr. S. Dutta, learned counsel for the applicant, who submits that there is a delay of 23 days in preferring the appeal against the judgment and order dated 19.12.2017 passed by the learned Member, MACT No. 1, Kamrup, Guwahati in MAC Case No. 1045/2012.

Mr. J. kalita appears for the respondent No. 1 and submits that he has got no objection if the delay is condoned. None appears for the respondent Nos. 2 and 3.

Office note dated 06.11.2019 states that notice on respondent Nos. 2 and 3 have been returned un-served with postal remark, "not known."

On considering the grounds for the delay taken in the application and keeping in view the submission made by the counsel for the respondent No. 1, this Court finds that sufficient cause has been made out for the delay. Accordingly, the delay of 23 days is condoned.

I.A. (Civil) is accordingly disposed of.

JUDGE

Comparing Assistant