

IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.675 of 2020

***Branch Manager, Oriental Insurance
Company Ltd.***

.... ***Appellant***

Mr. Prasanta Kumar Mahali, Advocate

-versus-

Damayanti Sahu and Others

.... ***Respondents***

Mr. Pradeep Kumar Mishra, counsel for Respondent No.1

CORAM:

SHRI JUSTICE B. P. ROUTRAY

ORDER
25.02.2022

Order No.

FAO No.675 of 2020 & I.A. No.683 of 2020

05. 1. Heard Mr. P.K. Mahali, learned counsel for the Appellant and Mr. P.K. Mishra, learned counsel for claimant - Respondent No.1.
2. The I.A. is for condonation of delay in preferring the appeal. It is seen that five years 203 days delay is there in filing the appeal. Mr. Mahali submits that due to late communication of the order by the concerned Advocate, delay occurred in preferring the appeal.
3. Having heard both parties and upon perusal of the record, it reveals that the grounds mentioned in the petition to condone the delay are that, the insurance company was set ex-parte before the learned Commissioner and the certified copy of the judgment was sent to the Division Office of the Appellant on 11th June, 2020 and thereafter the file was processed and appeal was filed on 19th October, 2020.

4. The grounds mentioned in the petition as well as the submissions of the appellant are not satisfactory to condone such long delay.
5. Accordingly the I.A. is dismissed.
6. Resultantly the appeal is dismissed on the ground of limitation.
7. An urgent certified copy of this order be issued as per rules.

M.K.Panda



(B.P. Routray)
Judge