LAIRENMAYUM INDRAJEET SINGH
Digitally signed by LAIRENMAYUM INDRAJEET SINGH
Date: 2024.01.30 15:15:11 +05'30'

Item No. 28

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

MC(Review.Pet.) No. 7 of 2023

Thouchom Nodiachand Singh & 2 ors.

Applicants

Vs.

State of Manipur & 16 ors.

Respondents

BEFORE
HON'BLE THE CHIEF JUSTICE MR. SIDDHARTH MRIDUL

25.01.2024

Mr. K. Roshan, learned counsel, appears on behalf of the applicants; Ms. Reena Ch., learned counsel, appears on behalf of respondent No. 12; and Mr. R.K. Umakanta, learned G.A., appears on behalf of the State.

Learned counsel appearing on behalf of the parties in this application, state that Thouchom Nodiachand Singh, the applicant No. 1 in the present proceeding, has since passed away and the same has therefore abated qua him.

Directed accordingly.

Amended memo of parties be filed by the applicants within 1(one) week.

The present application under Section 5 of the Limitation Act, 1963 has been instituted on behalf of the applicants, praying as follows:-

> *"In the facts and circumstances mentioned above your Lordship's may be gracious pleased to consider the reasons given in the above paras as sufficient cause for condoning the unintentional and bona fide delay of 98 days in filing the accompanying Appeal for hearing on merit, for the ends of justice may called for."*

Despite repeated opportunities, no affidavit-in-opposition have been filed on behalf of the respondents.

In view of the foregoing and for the reason stated in the averment made in the application, the same is allowed.

The delay of 98 days in filing the accompanying review petition is condoned.

MC(Review.Pet.) No. 7 of 2023 is disposed of.

Registry is directed to list the Review Petition, if it is found to be in order and list the same for admission.

CHIEF JUSTICE

Indrajeet