Serial No. 01
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

MC(MACApp) No. 3 of 2024

Date of Order: 25.10.2024

New India Assurance Company Ltd.,
Opp. Bawri Mansion, Dhanketi, Shillong,
Meghalaya-793003,
Represented by Senior Business Manager

……Petitioner

Vs.

1. Shri. Lefstone Nongrum,
   F/o Shri. Ronaldo Nongrum,
   R/o Haraley Bagan,
   Byrnihat, Ri-Bhoi District,
   Meghalaya
2. Md. Faruk Islam,
   S/o Anowar Hussain,
   R/o (i) Vill-Kotowa, p.O & P.S-
   Borouli, Dist-Gopalganj, Bihar (permanent Address) and
   C/o T. Baruah, N11-37, HNO-386, W.No-56, Jawahar NGR,
   Kainadhara Khanapara, Dist-Kamrup(M), Guwahati,
   Assam(temporary address)
   Owner of Truck No. AS 01 DD 2151)
3. Shri. Khrawbor Tyngkan
   S/o Shri. R. Phawa,
   R/o Village Tyrshang, Ummulong,
   P.S-Jowai,
   District-West Jaintia Hills, Meghalaya
   (Driver of Truck No. AS 01 DD 2151)

……Opp. Parties

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. S. Jindal, Adv.
Ms. T. Pohlong, Adv.

For the Respondent(s) : Mr. H.R. Nath, Adv. (For R 1)

ORDER (ORAL)

Heard Mr. S. Jindal, learned counsel for petitioner who has submitted that the notices issued upon the respondents No. 2 and 3 have been affected and an affidavit-of-service in this regard has been filed before this Court indicating receipt of such notices by the said respondents. Accordingly, the notices upon the respondents No. 2 and 3 are deemed to have been served. However, till date none has appeared on their behalf. As far as respondent No. 1 is concerned, Mr. H.R. Nath, learned counsel has entered appearance and has chosen to contest this matter.

Mr. S. Jindal has also submitted that this is an application for condonation of delay of 28 days in preferring the appeal. The delay having been sufficiently explained in this petition, it is prayed that this petition may be allowed and the main appeal may be directed to be registered. Mr. H.R. Nath, learned counsel for the respondent No. 1 has no objection to the prayer made.

On consideration of the submission made by the parties, this Court is also convinced that there are good grounds for explanation of the delay in preferring the appeal. Accordingly, prayer is allowed.

Petition disposed of.

The Registry is directed to diarize the appeal and list the same for admission on 30.10.2024.

Judge

Signature Not Verified
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TIPRILYNTI KHARKONGOR
Date: 2024.10.25 17:47:37
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