

GAHC020006802024

2025:GAU-NL:171



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

Case No. : I.A.(Civil)/175/2024

SMT. MEPULILA
W/O LT. N. AMONG CHANG R/O HOUSE. NO. 213 KUMLONG WARD
MOKOKCHUNG NAGALAND

VERSUS

SMT. NEMLA CHANG
W/O LT. N. AMONG CHANG R/O HOUSE. NO. A-273 OLD MEDICAL
COLONY, TUENSANG, NAGALAND

Advocate for the Petitioner : MOA JAMIR,

Advocate for the Respondent : ,

Linked Case : FA/3/2024

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R/O HOUSE. NO. 213
KUMLONG WARD
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VERSUS

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W/O LT. N. AMONG CHANG
R/O HOUSE. NO. A-273
OLD MEDICAL COLONY
TUENSANG
NAGALAND

Advocate for : MOA JAMIR
Advocate for : appearing for SMT. NEMLA CHANG

BEFORE
HON'BLE MR. JUSTICE KAKHETO SEMA

ORDER

25.04.2025

Heard Ms. Shisa Jamir, learned counsel for the applicant.

On 24.02.2025, this Court had allowed the appellant to take fresh steps for service of notice on the sole respondent by substitute summon through newspaper publication in view of the submissions made by the learned counsel for the appellant that the sole respondent had refused to accept the dasti service. Thereafter, on 27.03.2025, the appellant was further allowed to take fresh steps for publication of the notice in the local newspaper for 2 (two) consecutive days and to file affidavit in compliance thereof.

In terms of the Order dated 27.03.2025 passed by this Court, the appellant has filed the affidavit dated 24.04.2025 stating service of notice upon the sole respondent by paper publication. The notice upon the sole respondent is accordingly deemed served.

The Interlocutory Application has been filed under Section 5 of the Limitation Act, 1963 praying for condonation of delay of 62 (sixty-two) days in filing the connected appeal. The reasons for the delay have been stated in paragraph-6 of the application.

On perusal of the application seeking for condonation of delay this Court is satisfied that the delay has been satisfactorily explained. The delay of 62 (sixty-two) days in filing the connected appeal is accordingly condoned.

Application stands disposed.

JUDGE

Comparing Assistant