Serial No.01
Daily List

MLHC010018852026

HIGH COURT OF MEGHALAYA
AT SHILLONG

MC (WA) No.53/2026

Date of order: 20.11.2026
Uploaded on: 20.11.2026

1. Union of India through Secretary, Ministry of Defence, Department of Defence, North Block, New Delhi-110011.

2. Union of India through its Secretary, Department of Personnel & Training Ministry of Personnel, PG and Pensions, North Block, New Delhi-110011.

3. Joint Secretary Border Road Department of Defence, Ministry of Defence, Border Road Wing, South Block, New Delhi-110011.

4. DGBR, Border Road Organisation Seema Sadak Bhawan, Ring Road, Delhi Cantt, New Delhi-110011.

5. The Chief Engineer, HQ Research & Development Estt (BRO) near William Carey University, Nongmynsong, Shillong, Meghalaya-793019. ..... Applicants

Vs.

1. Shri Rakesh Chopra, S/o Sh. Kewal Kumar Chopra, R/o SE (Civil), HQ Research & Development Estt, (BRO) C/o, 99 APO.

2. Lt. Gen. Raghu Srinivas, DGBR, Border Road Organisation Seema Sadak Bhawan, Ring Road, Delhi Cantt, New Delhi-110010.

3. Lt. Gen. Rajeev Chodhary (Retd), (Former) DGBR, through Border Road Organisation Seema Sadak Bhawan, Ring Road, Delhi Cantt, New Delhi-110010. ..... Respondents

Coram:

Hon'ble Mrs. Justice Revati Mohite Dere, Chief Justice
Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Applicants : Dr. N. Mozika, ASG with
Ms. K. Gurung, Adv

For the Respondents : Mr. N.K. Gupta, Adv with
Mr. I. Chopra, Adv
Ms. M. Surong, Adv for R/1

ORDER: (per the Hon'ble, the Chief Justice): (Oral)

Heard Dr. Mozika, learned ASG appearing for the applicants and Mr. Gupta, learned counsel appearing for the respondent No.1.

2. By this application, the applicants seek condonation of delay of 32 days caused in filing the aforesaid appeal against the judgment and order dated 3rd September, 2026, passed by the learned Single Judge in WP (C) No.427 of 2025.

3. Paragraphs 2 and 3 of the application are relevant for the purpose of deciding, whether the applicants have shown sufficient cause for condoning the delay of 32 days.

4. Paragraphs 2 and 3 of the application read thus:

> "*2. That the applicants state that the aforesaid judgment was passed by the Learned Single Judge on 03.06.2026 and a copy of the said judgment and order dated 03.09.2026 was received at the office of applicants/appellants on 07.09.2026.*

3. That the applicants state that after the receipt of the copy of the said order, the matter was examined at the level of the HQ DGBR. Opinion was sought from LD DSGI and the same received on 12.10.2026. Thereafter, the matter was sent to the office of the HQ DGBR (Pers Dte/E1D) for concurrence to file an appeal before the Hon'ble High Court. Thereafter, after the concurrence was received on 15.10.2026 and the counsel was requested to prepare the draft of Memorandum of Appeal vide letter/email dated 15.10.2026. The draft of the appeal was received on 27.10.2026 and the draft of the application for condonation of delay was received from the counsel on 28.10.2026. Thereafter the same was vetted and finalized and filed before this Hon'ble Court."

5. Dr. Mozika, learned ASG submits that the applicants have shown sufficient cause for condoning the delay and as such, the delay of 32 days be condoned. He further submits that the delay that has occasioned in filing the aforesaid appeal is neither intentional nor deliberate. He further submits that even otherwise, the respondent No.1 has also filed an appeal which is pending in this Court against the very same judgment and order dated 3rd September, 2026, passed by the learned Single Judge in WP (C) No.427 of 2025.

6. During the course of the hearing of the application, Mr. Gupta, learned counsel for the respondent No.1 fairly concedes

and states that he has no objection to the condoning of delay of 32 days caused in filing of the aforesaid appeal.

7. We are satisfied with the reasons set out by the applicants for condoning the delay of 32 days. We find that the applicants have shown sufficient cause for condoning the delay. Even otherwise, the learned counsel for the respondent No. 1 has no objection, if delay is condoned.

8. In view of the aforesaid, the application is allowed and delay of 32 days caused in filing the aforesaid appeal is condoned.

9. The application is disposed of.

10. Registry to number the appeal and tag alongwith **WA No.48 of 2026** on **8th December, 2026**, at the end of the Board for final disposal.

(W. Diengdoh)
Judge

(Revati Mohite Dere)
Chief Justice

Meghalaya
20.11.2026
"Lam DR-PS"

Verified
Digitally signed by: LAMPHRANG KHARCHANDY
Signed On: 20-11-2026 14:49:29 IST