

IN THE COURT OF THE DISTRICT JUDGE, THRISSUR

Present:

Sri. P.P. Saidalavi., District Judge.

Friday, 13th day of September, 2024/22nd Bhadram, 1946

I.A. 01/2023 in POP 167/2023

Petitioner/Appellant:-

Sreejesh P.S., aged 43 years, S/o Sreedharan,
Proprietor TST Associates, Pathiyaparambil house,
Manalithara P.O., and Village, Thalapilly Taluk,
Thrissur District.

By Adv.C.D. Tomjan

Respondent:-

State Bank of India, SMEC, West Pallithamam Building,
Karunakaran Nambiar Road, Thrissur, Rep. by
Assistant General Manager, State Bank of India,
SMEC, West Pallithamam Building,
Karunakaran Nambiar Road, Thrissur.

Adv.K. Narayanankutty

Petition filed u/s 5 of Limitation Act to condone the delay of 82 days.

This petition is coming on this day for hearing, the court passed the following:-

ORDER

Heard both sides and perused the records. I found no willful latches or gross negligence on the part of the petitioner. The delay is 82 days. The reasons stated by the petitioner for the delay is seems to be reliable, because the settled principal is that the term sufficient cause in Section 5 of the Limitation Act to be liberally construed. Hence to provide a reasonable opportunity to the petitioner to contest the case I found sufficient cause to condone the delay. Hence petition is to be allowed.

But the inconvenience and hardship caused to the respondent to be mitigated in terms of money. Therefore the petition will stand allowed on payment of cost of Rs.1000/-(Rupees One thousand only) to the respondent within 28-09-2024. Failing which the petition will stand dismissed. Hence for payment, call on 28-09-2024.

(Pronounced in open court on this the 13th day of September, 2024).

sd/-
P.P.SAIDALAVI.,
DISTRICT JUDGE.

/true copy/

By Order,

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Compared by :pbs

Sheristadar