

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

FA No. 200 of 2019

Kripa Shanker @ Sanjay Pandey **Versus** Vijendra Bhatnagar

01/07/2019	<p>Mr. Kishore Bhaduri and Mr. Pankaj Singh, counsel for the appellant/s. None for the respondent/s though served.</p> <p>There is an application (I. A. No. 1) for condonation of delay in filing appeal.</p> <p>The appeal is barred by 165 days.</p> <p>The cause shown in the application is that against the impugned judgment and decree, initially a review petition was filed and it was only after the decision on review petition that the appellant has taken recourse to remedy of filing appeal.</p> <p>Considering the said cause shown, the period of delay, we are inclined to condone the delay as the delay appears to be bonafide and well explained.</p> <p>Accordingly, the application is allowed and delay is condoned.</p> <p>Records are received.</p> <p>Issue notice to respondent on application under Order 41 Rule 5 R/W Section 151 of I.P.C. for staying execution of decree on payment of P. F. within a week.</p> <p>Notice be made returnable in three weeks.</p> <p>Matter be listed after four weeks.</p> <p>Till the decision on application for stay, the Executing Court shall not take any coercive step against the appellant.</p> <p>If P. F., as directed, is not paid, interim order shall lose its efficacy.</p> <p style="text-align: center;">Sd/- (Manindra Mohan Shrivastava) Judge</p> <p style="text-align: center;">Sd/- (Vimla Singh Kapoor) Judge</p>