



HIGH COURT OF CHHATTISGARH AT BILASPUR

Order Sheet

FA(MAT) No. 339 of 2025

SHRITI KUMARI ALIAS KHUSBOO **versus** RISHIBHAN SONI

Division Bench:

Hon'ble Shri Justice Sanjay K. Agrawal &

Hon'ble Shri Justice Arvind Kumar Verma

14/01/2026	Mr. Sajal Kumar Gupta, Advocate for appellant. Ms. Somya Sharma, Advocate on behalf of Mr. Anil Pandey, Advocate for Respondent. Heard on I.A. No. 1/2025, an application for condonation of delay in filing appeal. Learned counsel for the appellant submits that the appellant preferred the present appeal questing the order dated 23.06.2025 whereby the learned Family Court, Surajpur, rejected the application filed by the appellant under Order IX Rule 13 CPC read with Section 5 of the Limitation Act as well as the impugned ex-parte judgment and decree dated 25.04.2024. So far as the order rejecting the application filed under Order IX Rule 13 CPC is concerned, the order passed on 23.06.2025, certified copy of which has been received to the appellant on 08.07.02025 and the present appeal has been preferred by the appellant on 11.09.2025 within the period of limitation.

If the impugned order dated 23.06.2025 is set aside by this Court after hearing the parties, the same would result in restoration of the suit to its original number for hearing a disposal in accordance with law by setting aside the impugned ex-parte judgment and decree dated 25.04.2024.

Thus, the appeal against the order dated 23.06.2025 is within limitation therefore the application I.A. No. 01/2025 stands disposed of in the above stated terms.

Heard on admission.

The appeal, being arguable, is admitted for hearing.

Ms. Somya Sharma, learned counsel accepts notice on behalf of the respondent.

Let a copy of the appeal along with annexures be served to the learned counsel for respondent.

Call for the records of both the Courts below.

6 weeks' time is granted to the learned counsel for the appellant to file proper paper-book in accordance with with Rule 181 of the High Court of Chhattisgarh Rules, 2007.

List this case after 6 weeks.

Sd/-
(Sanjay K. Agrawal)
Judge

Sd/-
(Arvind Kumar Verma)
Judge