

GAHC010158852025



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

Case No. : WP(C)/4078/2025

1.M/S JYOTI GAS AGENCY AND 2 ORS.
A PROPRIETORSHIP FIRM,
M.C. ROAD, UZAN BAZAR, NEAR GMC OFFICE,
GUWAHATI - 781001, ASSAM

2: ASHOK KUMAR BISHAYA
PROPRIETOR OF M/S JYOTI GAS AGENCY
M.C. ROAD UZAN BAZAR
NEAR GMC OFFICE
GUWAHATI - 781001 ASSAM

3: SMTI HAPPYMONI BISHAYA
HOUSE NO. 37 KHARGULI ROAD
NEAR SUHAM APARTMENT
GUWAHATI - 781004 ASSA

VERSUS

HDFC BANK LIMITED
PIBCO BUILDING, 1ST FLOOR, G.S. ROAD,
RUKMINIGAON, KHANAPARA, GUWAHATI- 781022.

For the Petitioner(s) : Mr. K.K. Mahanta, Senior Advocate assisted by Mr. N. Begum, Advocate.

For the Respondent(s) :

– BEFORE –

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE MICHAEL ZOTHANKHUMA

25.07.2025

(Ashutosh Kumar, CJ)

Against an order passed by the Debts Recovery Tribunal (DRT), Guwahati, the petitioner/M/s Jyoti Gas Agency had filed a review petition but only after a delay of 24 days.

The application for condonation of delay was, however, rejected vide impugned order dated 13.05.2025.

We would have, otherwise, condoned the delay of 24 days, but considering the fact that the limitation petition, preferred by the petitioner was contested by the respondent/HDFC Bank, we only deem it appropriate to issue notice to the Bank, subject to the steps being taken by the petitioner within a period of one week by both modes, i.e. by registered post with A/D as well as by usual process, returnable on 18.08.2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant