

GAHC010179382025



2025:GAU-AS:11089-DB

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

**Case No. : I.A.(Civil)/2658/2025**

SRI KAILASH CHAND JAIN  
S/O- SRI BHANWAR LAL JAIN,SOLE PROPRIETOR OF M/S SHREE  
KAILASH,HAVING HIS PRINCIPAL OF BUSINESS AT ALLAHABAD BANK  
BUILDING.SRCB ROAD,FANCY BAZAR,GUWAHATI KAMRUP(M),ASSAM,  
781001,WITH ADDITIONAL OFFICES OR BRANCHES AT BRAHAMPUTRA  
JUTE MILLS PVT LTD, A K AZAD ROAD, GOPINATH NAGAR, GUWAHATI  
781016, DIST. KAMRUP (M), ASSAM, ROOM NO. 212, ALLAHABAD BANK  
BUILDING, KAILASH BHAWAN, S.R.C.B. ROAD, FANCY BAZAR,  
GUWAHATI 781001, DIST. KAMRUP (M), ASSAM AND A.K. AZAD ROAD,  
GOPINATHNAGAR, GUWAHATI 781016, DIST.KAMRUP (M), ASSAM.

VERSUS

THE NEW INDIA ASSURANCE CO. LTD.  
HAVING ITS REGISTERED AND HEAD OFFICE AT NEW INDIA ASSURANCE  
BUILDING,87,MAHATMA GANDHI ROAD, FORT, MUMBAI-400001 AND  
CENTRALIZED CLAIMS HUB, N.E.R.O., G.S ROAD, LACHIT  
NAGAR,GUWAHATI-781007,AND CITY BRANCH OFFICE AT A.T ROAD  
530907,P.O-GUWAHATI 781001, DIST. KAMRUP (M), ASSAM.

**Advocate for the Petitioner** : MR. O P BHATI, MR. R BHAGAWATI,MR. S K GUPTA,MR. P  
SARMA,MR. T C DAS

**Advocate for the Respondent** : MR. R GOSWAMI,

Linked Case : CRP/0/0

SRI KAILASH CHAND JAIN  
SON OF SRI BHANWAR LAL JAIN  
SOLE PROPRIETOR OF MS SHREE KAILASH  
HAVING HIS PRINCIPAL PLACE OF BUSINESS AT ALLAHBAD BANK  
BUILDING SRCB ROAD  
FANCY BAZAR  
GUWAHATI  
KAMRUP METRO  
ASSAM  
AK AZAD ROAD  
GOPINATH NAGAR  
GUWAHATI  
KAMRUP METRO  
ASSAM

VERSUS

THE NEW INDIA ASSURANCE COMPANY LIMITED  
HAVING ITS REGISTERED AND HEAD OFFICE AT NEW INDIA ASSURANCE  
BUILDING  
MAHATMA GANDHI ROAD  
GS ROAD  
LACHIT NAGAR  
GUWAHATI  
KAMRUP METRO  
ASSAM

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Advocate for : PRANJIT SARMA  
Advocate for : appearing for THE NEW INDIA ASSURANCE COMPANY LIMITED

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**  
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**Date : 20.08.2025**  
(K.R. Surana, J)

Heard Mr. P. Sarma, learned counsel for the applicant. Also heard Mr. R. Goswami, learned counsel for the respondent.

2. By filing this interlocutory application under Rule 2 of Chapter V-A of the Gauhati High Court Rules read with Section 5 of the Limitation Act, the applicant is seeking condonation of delay of 6 days beyond the period of limitation in assailing the judgment and order dated 25.06.2025, passed by the learned Single Judge of this Court in WP(C) 2285/2021.
3. Issue notice returnable forthwith without requiring the applicant to take any steps as the learned counsel for the respondent has already entered appearance.
4. The learned counsel for the respondent has submitted that he is not opposing this application.
5. Accordingly, this application is allowed and the delay of 6 (six) days in preferring the connected appeal is condoned.
6. This interlocutory application stands allowed.
7. Registry shall register the connected intra-Court appeal and list the same as expeditiously as possible.

**JUDGE**

**JUDGE**

**Comparing Assistant**