

IN THE HIGH COURT OF JHARKHAND AT RANCHI
M.A. No.55 of 2020

National Insurance Company Ltd., (Dumka)

.... Appellant

Versus

Sukur Muni Tudu & Others

.... Respondents

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Appellant : Ms. Amrita Banerjee, Advocate

For the Respondent : Mr. Rahul Kumar, Advocate

Mr. Rishav Kumar, Advocate

Order No.05 Dated- 19/06/2023

I.A. No.1274 of 2020

Heard the parties.

2. Learned counsel for the appellant submits that this interlocutory application has been filed with a prayer to condone the delay of 58 days in filing the instant miscellaneous appeal. It is next submitted that considerable time has been consumed in obtaining the certified copy of the judgment and decree and also for obtaining the opinion of officers of the appellant- Insurance Company which resulted in delay of 58 days in filing the instant appeal. It is further submitted that the delay caused in filing the instant appeal is neither deliberate nor intentional. It is also submitted that the appellant has very good grounds to agitate in this appeal and unless the delay caused in filing the instant appeal is condoned, the appellant will be highly prejudiced. Hence, it is submitted that the delay caused in filing the instant appeal be condoned.

3. Learned counsel for the respondents have no objection for condonation of delay in filing the instant appeal.

4. Considering the aforesaid facts, the delay of 58 days in filing the instant appeal is condoned.

5. This interlocutory application stands allowed.

(Anil Kumar Choudhary, J.)

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This appeal will be heard.

Admit.

Call for the lower court records.

Mr. Rishav Kumar-learned counsel receives notice of this appeal on behalf of the respondent Nos.1 to 5 and Mr. Rahul Kumar- learned counsel receives notice of this appeal on behalf of the respondent Nos.6 and 7.

List this appeal under the heading 'Hearing' after receipt of the lower court records.

Animesh/

(Anil Kumar Choudhary, J.)