

Md. Belal @ Md. Belal Ahmad ... Petitioner
Versus

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Amar Kr. Sinha , Adv.
For the OPs : Mr. Sarvendra Kumar , Adv.

I.A. No. 1682 of 2025

Heard the parties.

Learned counsel for the appellants submits that this interlocutory application has been filed with the prayer to condone the delay of 816 days in filing this civil miscellaneous petition. It is further submitted that S.A. No. 117 of 2007 was dismissed for non-compliance of the peremptory order of payment of cost of Rs. 1,000/- to the respondents. It is next submitted that the petitioner is a senior citizen suffering from severe ailments due to which he could not come to Ranchi and could not pay the cost to the respondents and by the time, he recovered from his illness and came to Ranchi, the delay had already occurred. It is next submitted that the petitioner is a rustic a villager and he is not acquainted with the procedural law and the same resulted in delay and unless the delay is condoned, the petitioners will be highly prejudiced.

Learned counsel for the opposite party submits that the opposite party has been harassed by the petitioner by delaying the matter, hence, the opposite party be compensated adequately in terms of cost.

Considering the facts and circumstances of the case, the delay in filing the civil miscellaneous petition is condoned subject to payment of cost of Rs. 5,000/- by the petitioner to the opposite parties through the counsel appearing in the record within four weeks, failing which, this conditional order shall not be given effect to and this civil miscellaneous petition shall stand dismissed being barred by limitation.

This interlocutory application is disposed of accordingly.

(ANIL KUMAR CHOUDHARY, J.)

CMP No. 419 of 2025

In case, the petitioner files the proof of payment of Rs. 5,000/- to the opposite party through learned counsel for the opposite party appearing in the record within four weeks, list this civil miscellaneous petition after four weeks under the heading 'for admission'.

(ANIL KUMAR CHOUDHARY, J.)

Dated 08.05.2026
Smita/-