

**IN THE HIGH COURT OF JHARKHAND AT RANCHI  
M.A. No. 391 of 2015**

Prabal Kumar Gupta

... **Appellant**

-versus-

National Insurance Co. Ltd., Div. No.10,  
Flat No.101-106, N-1, B.M.C. House,  
Cannaught Place, New Delhi, having office  
At Sachinda Sadan, S.N. Ganguli Road,  
Ranchi & Others

... **Respondents**

**CORAM : HON'BLE MR. JUSTICE ANANDA SEN  
THROUGH VIDEO CONFERENCING**

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**For the Appellant:** Mr. Srijit Choudhary, Advocate  
**For the Respondents:** Mr. Manish Kumar, Advocate  
Mr. Amresh Kumar, Advocate  
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**10/ 07.02.2022     M.A. No. 391 of 2015**

Service report with respect to the notice issued to respondent No.2 has been placed before this Court. From the report, I find that the process server has informed that he went to the house of the respondent No.2 and tried to serve the notice. Respondent No.2 after seeing the notice, refused to receive the same.

In view of the above service, notice is treated to be validly served upon the respondent No.2.

**I.A. No.4593 of 2015**

This interlocutory application has been filed for condoning the delay of 56 days in filing this appeal.

Counsel for the appellant submits that after the accident, appellant was under treatment, as such, he could not file the appeal within time.

Counsel appearing on behalf of the Insurance Company submits that there is nothing on record to suggest that he got admitted at New Delhi for his treatment, rather he used to visit Delhi for his treatment.

Considering the submissions of the parties and after going through the record, I am inclined to allow this interlocutory application as sufficient grounds have been shown to condone the delay in preferring this appeal. Delay of 56 days in preferring this appeal is, hereby, condoned.

This interlocutory application stands allowed.

**M.A. No. 391 of 2015**

List this case under the heading "**For Admission**".

**(Ananda Sen, J.)**