

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**M. A. No. 429 of 2019**

|                                  |        |      |             |
|----------------------------------|--------|------|-------------|
| Guddu Singh @ Chandra Mani Singh | ....   | .... | Appellant   |
|                                  | Versus |      |             |
| Rajeev Ranjan Kumar & Anr.       | ...    | .... | Respondents |

**CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY**

|                         |                                                                   |
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| For the Appellant       | : Mrs. Dr. Vandana Singh, Advocate<br>Ms. Apoorva Singh, Advocate |
| For the Respondent No.2 | : Mr. Alok Lal, Advocate                                          |

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**Order No. 04 / Dated : 16.09.2025.**

**I.A. No. 12667 of 2025**

Heard learned counsel for the appellant in this interlocutory application which has been filed for ignoring defect no. 8 which is with regard to the claimant not having sworn the affidavit in the present case.

It is submitted by the learned counsel on behalf of the appellant that in pursuance of the accident, the appellant/ claimant suffered permanent 52% disablement resulting into 52% memory loss causing dementia and therefore, he is not in a fit mental state to sworn the affidavit.

Consequently, earlier the father of the claimant had sworn the affidavit, but he has died due to change of circumstance, the brother of the claimant namely Deepak Kumar Singh had sworn the affidavit.

Considering the grounds taken, defect no. 8 is ignored.

Accordingly, I.A. No. 12667 of 2025 is allowed.

**M. A. No. 429 of 2019**

So far I.A. No. 12668 of 2025 is concerned, it is for condonation of delay in preferring the instant appeal.

Respondent No. 2 had already entered into appearance through his counsel.

Under the circumstances, learned counsel for the appellant is directed to serve notice upon respondent no. 1 in limitation matter for which requisites etc. under speed post as well as under ordinary process must be filed within two weeks.

Let this case be listed after six weeks along with M.A. No. 315 of 2019.

**(Gautam Kumar Choudhary, J.)**

16.09.2025  
Pawan/ -