

| SL. No | Date | Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures | COURT'S OR JUDGES'S ORDERS |
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| | | | <p>FA No.109 of 2020</p> <p><u>Hon'ble Siddhartha Sah, J.</u></p> <p>Mr. Sagar Kothari, Advocate for the appellant.</p> <p>Mr. Piyush Garg, Advocate for the respondents.</p> <p>The first appeal is preferred against the judgment and order dated 23.01.2019 passed by the Civil Judge (Sr. Division), Rishikesh, District Dehradun in Original Suit No.329 of 2009 (Smt. Uma Bhardwaj vs. Smt. Rani Devi and others), whereby the suit was dismissed.</p> <p>The appeal has been filed after the limitation period, hence the Delay Condonation Application has been filed seeking condonation of delay.</p> <p>The reason for the delay has been duly disclosed in the affidavit filed in support of the Delay Condonation Application, wherein, it has been stated that the appellant was communicated that the decree has been wrongly prepared and therefore, the delay was caused and secondly, due to Covid-19, the lockdown was declared and as such, the appellant has sought condonation of delay.</p> <p>Learned counsel for the respondents would oppose the Delay Condonation Application on the ground that there is delay of 389 days in preferring the appeal and the reason is not sufficient.</p> <p>After considering the rival submissions of the counsel for the</p> |

parties, the Court finds that the reason advanced by the appellant are sufficient to condone the delay.

However, subject to payment of cost of Rs.5,000/- to be deposited in the High Court Bar Association Advocate Welfare Fund within a period of two weeks.

Subject to the above, the Delay Condonation Application (CLMA No.5575 of 2020) is allowed. The appeal shall be treated within time.

List for admission on 02.07.2026.

(Siddhartha Sah, J.)

15.05.2026

Ravi