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AG
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Ct
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06.06.
2023

SAT 6 of 2023
IA No. CAN 1 of 2023
CAN 2 of 2023

Sova Ghosh
VS
Tripti Roy & Ors

Mr. Souradipta Banerjee
Ms. Fatima Hassan

... For the Appellant.

Mr. Shubham Gupta
Mr. Raunak Shaw

... For the respondents.

Affidavit-of-service is taken on record.

Heard Mr. Souradipta Banerjee, learned counsel representing the appellant and Mr. Shubham Gupta, learned counsel representing the respondents.

It is contended that the petitioner could not submit the memorandum of appeal within time as she was sufficiently prevented by the medical condition she was ailing. Mr. Shubham Gupta, however, submits that this is a common ploy to delay the proceeding.

The petitioner being the appellant has been suffering a decree for eviction.

Prescription of attending physician has been annexed to the petition under consideration to substantiate the claim of the petitioner, who cannot be held responsible for the delay.

Under such circumstances, having found sufficient

cause, I am inclined to condone the delay of 88 days.

CAN 1 of 2023 is thus disposed of.

(Siddhartha Roy Chowdhury, J)