

15.09.2025
Ct. No.33
Sl. No.1
cm

FMAT 967 of 2017
CAN 1 of 2025
CAN 2 of 2025

Sita Debi & Ors.
Vs.
The Oriental Insurance Co. Ltd. & Ors.

Mr. Amit Ranjan Roy
... for the appellants/claimants
Ms. Sayanti Santra
.. for the respondent No.1/insurance co.

In RE: CAN 2 of 2025

The learned advocates representing the respective parties are present.

The application being CAN 2 of 2025 under Section 5 of the limitation Act has been taken up for hearing. From the record it reveals that there is a delay of 219 days.

Considering the averments made in Paragraph 5 to 7 of the CAN application being 2 of 2025 and in view of the beneficial legislative intent the delay of 219 days in filing the instant case is condoned.

The application being CAN 2 of 2025 are allowed.

The Department is directed to register the appeal.

In Re: CAN 1 of 2025

The learned advocate for the appellants/claimants has filed an application being

CAN 1 of 2025 *inter alia* stated that the appellant Nos. 2 and 3 i.e. Aditya Kumar Gupta and Archana Kumari Gupta being son and daughter of the deceased victim had attained majority during the pendency of the instant appeal supported by the documents with regard to their age.

The Department is directed to take note the age of the majority to have been attained by the appellant Nos. 2 and 3.

The application being CAN 2 of 2025 is disposed of.

The informal paper book filed by the learned advocate representing the appellants/claimants be kept on record.

Next date be fixed on 10th December, 2025.

Copy of the order be sent to the Department for immediate compliance.

(Ananya Bandyopadhyay, J.)