

ITEM NO.19

COURT NO.12

SECTION XVII-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No. 25389/2025

[Arising out of impugned final judgment and order dated 21-08-2024 in CA No. 22/2023 passed by the High Court of Jharkhand at Ranchi]

STATE OF JHARKHAND

Petitioner(s)

VERSUS

M/S. ALOK COAL AGENCY

Respondent(s)

(IA No. 192564/2025 - CONDONATION OF DELAY IN FILING and IA No. 192565/2025 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Date : 02-12-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) :

Mr. Arunabh Choudhary, Sr. Adv.
Ms. Pallavi Langar, AOR
Ms. Pragya Baghel, Adv.
Mr. Sujeet Kumar Chaubey, Adv.

For Respondent(s) :

Mr. Pandey Neeraj Rai, Adv.
Ms. Rachitta Rai, AOR
Mr. Samresh Chandra Jha, Adv.
Ms. Aditi, Adv.

UPON hearing the counsel, the Court made the following
O R D E R

Having examined the original file placed before us, we find that the learned Advocate General for the State of Jharkhand offered his opinion in response to the requisition dated 25.05.2019, almost immediately thereafter, on 10.06.2019. He specifically stated therein that an appeal should be filed before the High Court without any delay, taking into consideration the

limitation period involved in the filing of such appeals.

Despite this observation by the highest law officer of the State, the appeal was filed by the State almost two and half months thereafter, that is, on 27.08.2019.

In these circumstances, we find no error having been committed by the High Court in rejecting the appeal filed by the State under Section 37 of the Arbitration and Conciliation Act, 1996, on the ground of delay. It is for the State to take necessary measures to see that the process moves faster at least in relation to cases which need to be filed in a time bound manner, in the light of the statutory limitation prescribed therefor.

With the aforestated observations, the special leave petition is dismissed.

Pending application(s), if any, shall stand disposed of.

(DEEPAK GUGLANI)
AR-cum-PS

(PREETI SAXENA)
COURT MASTER (NSH)