



Leave granted.

The High Court dismissed the regular second appeal after finding that there is no satisfactory explanation for condoning the delay of 44 days and also gone into the merits of the case at the end of its order half heartedly.

We have gone through the reasons for the delay of 44 days and we are satisfied with the same. The same are acceptable. The impugned order of the High Court is set aside. The delay in filing regular second appeal is condoned and we remit the matter to the High Court for considering the same on merits.

The civil appeal is disposed of.

.....J.  
[P. SATHASIVAM]

NEW DELHI  
18TH FEBRUARY, 2011

.....J.  
[DR. B.S. CHAUHAN]