

ITEM NO.10

COURT NO.10

SECTION XIV

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

Diary No(s). 28417/2017

(Arising out of impugned final judgment and order dated 23-05-2017 in IA No. 1/2017 in M.A.C. App. No.3/2017 passed by the High Court of Sikkim at Gangtok)

THE BRANCH MANAGER, SHRIRAM GENERAL
INSURANCE CO. LTD.

Petitioner(s)

VERSUS

KRISHNA KUMAR LIMBOO & ORS.

Respondent(s)

(IA No.97100/2017-CONDONATION OF DELAY IN FILING)
WITH
Diary No(s). 28419/2017 (XIV)
(IA No.97087/2017-CONDONATION OF DELAY IN FILING)

Date : 10-10-2017 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Ms. Meenakshi Midha, Adv.
Mr. Kapil Midha, Adv.
Mr. Akhil Roy, Adv.
Mr. Chander Shekhar Ashri, AOR

For Respondent(s)

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

Heard learned counsel for the petitioner and perused the record.

Delay condoned.

We are of the view that the High Court is not justified in not condoning the delay in filing of the appeal.

Accordingly, we direct that the delay in filing the appeal before the High Court shall stand condoned.

The matter be now taken up by the High Court for decision on merits in accordance with law.

Before the appeal is heard, the petitioner must deposit 50 per cent of the amount awarded by the Tribunal which will abide by the further orders of the High Court.

Since this order is being passed ex-parte, it will be open to respondents to approach this Court, if aggrieved.

The special leave petitions are disposed of in above terms.

Pending applications, if any, shall also stand disposed of.

(SWETA DHYANI)
SENIOR PERSONAL ASSISTANT

(PARVEEN KUMARI PASRICHA)
BRANCH OFFICER