

Party Name : Oriental Ins.co.ltd. Vs Smt Laxmi Nag & 4 Ors

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THE HONBLE MR JUSTICE U. B. SAHA

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The instant application is filed for condoning the delay of 122 days in preferring the appeal against the judgment and award dated 26.4.2013 passed by learned Motor Accident Claims Tribunal, West Tripura, Agartala, Court No.4, in TS (MAC) 266 of 2012. Heard Mr. K. Bhattacharjee, learned counsel appearing for the appellant petitioner. None appears for the claimant-respondents, though name of the learned counsel appearing for them is shown in the cause list. Mr. D. P. Ghosh, learned counsel appearing for the respondent No. 5 submits that he has no objection to the prayer for condoning the delay. Mr. Bhattacharjee while urging for condoning the delay as sought for would contend that neither the respondents have filed their objection nor are they appearing before this Court. Thus, it would be proper for the court to condone the delay as the reasons for delay have been properly explained. It appears from the record that the respondents have entered appearance through their learned counsel, but did not file any objection to the prayer for condoning the delay. This court has also gone through the reasons stated for causing delay in preferring the appeal. According to this court, delay has been properly explained and the same are satisfactory. Thus, the delay of 122 days in preferring the connected appeal is hereby condoned. C.M. application is accordingly disposed of.