

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL APPLICATION NO. 2698 of 2022****In F/O.J.APPEAL NO. 32726 of 2022**

=====

GUJARAT INDUSTRIAL INVESTMENT CORPORATION THROUGH I/C DY.
MANAGER (ZO-AHMEDABAD)

Versus

OL OF SUVIN CEMENT PRIVATE LIMITED (IN LIQN)

=====

Appearance:

MR DEVANG D TRIVEDI(2503) for the Applicant(s) No. 1

MR CHIRAYU MEHTA, for the Respondent(s) No.1

MR AS ASTHAVADI(3698) for the Respondent(s) No. 3

SERVED BY RPAD (N) for the Respondent(s) No.2,4

=====

CORAM: HONOURABLE MR. JUSTICE N.V.ANJARIA

and

HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 28/11/2022

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE SANDEEP N. BHATT)

This application is filed under Section 5 of the Limitation Act by the applicant seeking to condone the delay of 185 days, which is caused in filing the O.J.Appeal against the order dated 25.2.2022 passed in Company Application No.268 of 2015 in Company Petition No.415 of 1997.

2. Heard learned advocates for the respective parties.

3. We have considered the submissions canvassed by the learned advocates for the respective parties. We have perused the reasons stated in the memo of application and the cause for not preferring the appeal within a period of limitation, more particularly, paragraph 5 of the application. The delay being procedural delay, sufficient cause is made out by the applicant.

4. In that view, delay is condoned. Rule is made absolute accordingly.

(N.V.ANJARIA, J)

(SANDEEP N. BHATT,J)

SRILATHA