# THE GAUHATI HIGH COURT (HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA, MANTPUR, TRIPURA MIZORAM AND ARUNACHAL PRADESH) ITANAGAR PERMANENT BENCH NAHARLAGUN

MC [wp()No.113. (AP) 2010 Appeal from up (c) 351 (AP) 03 (7644/04) Writ Petition (Civil) She Naba Nanta Regu Versus-Union & India 23 Brs. Appellant Petitioner Respondent Opposite Party Counsel for the Appellant Mr. K. L. Pahasah CGC (Hr. A. mannan) Counsel for the Respondent Opposite Party Office, note, reports, orders or Date Serial Noting by Officer or Advocate Proceeding with signature No. (4) (3)(2)(1)

### -AND-

#### IN THE MATTER OF :-

Shri Naba Kanta Pegu, S/o. Late Kandura Pegu, Technician of Power Grid Corporation of India Ltd. Nirjuli (A.P.), P.O. & P.S.- Nirjuli, Dist.- Papumpare, Arunachal Pradesh.

Permanent resident of Jengraimukh, Majuli, Dist. Jorhat, Assam.

Applicant / Writ Petitioner

- Versus -

- 1. Union of India, represented by the Secretary to the Govt. of India, Ministry of Finance, New Delhi.
- 2. The Chief Commissioner of Income Tax (NER), Guwahati, Assam.
- 3. Commissioner of Income Tax, Dibrugarh, Assam.
- 4. Income Tax Officer, Ward, North Lakhimpur, Assam.

  Opp. Ponly 1---Respondents



#### MC (WPC) 113(AP)/2010

## BEFORE THE HON'BLE MR JUSTICE IA ANSARI :: O R D ER ::

#### 04.01.2011

By making this application, the applicant has sought for condonation of 749 days delay in filing the petition for restoration of WP(C) No.351(AP) of 2003, which was dismissed for default, on 18.11.2008.

Heard Mr. K. K. Parashar, learned counsel for the applicant.

Having perused the reasons assigned by the applicant for the delay in filing the application for restoration, I am of the view that the applicant has assigned sufficient convincing reasons for the delay, which has taken place.

In view of the above and in the interest of justice, the delay, in preferring the application for restoration, is hereby condoned.

The Misc. Case shall accordingly stand disposed of.

JUDGE