

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.14613/2025
(@Petition for Special Leave to Appeal (C) No.27373/2025)

SHANKARGIR

Appellant(s)

VERSUS

THE STATE OF M P & ANR.

Respondent(s)

O R D E R

1. Exemption Applications are allowed.
2. Leave granted.
3. This appeal arises from the impugned order passed by the High Court of Madhya Pradesh dated 1-9-2025 in I.A. No.6849/2024 filed in First Appeal No.1515/2024 by which the I.A. preferred by the State of Madhya Pradesh seeking condonation of delay of 1612 days in preferring First Appeal came to be allowed and thereby the delay was condoned.
4. The appellant, being dissatisfied with the impugned order passed by the High Court, is here before us with the present appeal.
5. We heard Mr. Dushyant Parashar, the learned counsel appearing for the appellant and Ms. Aishwarya Bhati, the learned Additional Solicitor General appearing for the State of Madhya Pradesh.
6. We are dismayed to say from the tenor of the impugned order that the High Court condoned the delay of 1612 days on mere asking without highlighting the sufficient cause that might have been assigned by the State.

7. The law in so far as limitation and condoning delay is concerned is well-settled. We wonder if the High Court is aware of the following decisions of this Court:-

(1) *Union of India v. Jahangir Byramji Jeejeebhoy (D)*

Through His Lr., 2024 SCC OnLine SC 489

(2) *Shivamma (Dead) By Lrs. v. Karnataka Housing Board &*

Ors., 2025 SCC OnLine SC 1969

8. In the recent past, this Court has delivered Judgments explaining in what manner the sufficient cause has to be looked into and the plea for condonation of delay is to be considered.

9. According to Ms. Bhati, the delay had occurred because of Covid-19 pandemic. However, we do not find a word in this regard in the impugned order of the High Court.

10. In such circumstances, referred to above, we set aside the impugned order passed by the High Court and remand the matter to the High Court for fresh consideration of I.A. No.6849/2024.

11. The High Court shall hear the parties once again and pass a fresh order in accordance with law.

12. With the aforesaid, the appeal stands disposed of.

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

.....J
(J.B. PARDIWALA)

.....J
(PRASANNA B. VARALE)

NEW DELHI
5TH DECEMBER, 2025.

ITEM NO.44

COURT NO.7

SECTION IV-C

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

Petition for Special Leave to Appeal (C) No.27373/2025

[Arising out of impugned final judgment and order dated 01-09-2025 in FA No. 1515/2024 passed by the High Court of Madhya Pradesh at Indore]

SHANKARGIR

Petitioner(s)

VERSUS

THE STATE OF M P & ANR.

Respondent(s)

(IA No. 241066/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 241068/2025 - EXEMPTION FROM FILING O.T.)

Date : 05-12-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) :

Mr. Dushyant Parashar, AOR
Mr. Praveen Bhatt, Adv.
Mr. Manu Parashar, Adv.
Mr. Dinesh Pandey, Adv.

For Respondent(s) :

Ms. Aishwarya Bhati, ASG
Mr. Nachiketa Joshi, A.A.G.
Mr. D.S. Parmar, A.A.G.
Mr. Abhijeet Singh, Adv.
Hemadri Sharma, Adv.
Mr. Sarthak Raizada, Adv.
Mr. Sarad Kumar Singhania, AOR

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

1. Exemption Applications are allowed.
2. Leave granted.
3. The Appeal stands disposed of, in terms of the signed order.
4. Pending applications, if any, also stand disposed of.

(VISHAL ANAND)

ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)

COURT MASTER (NSH)

(Signed Order is placed on the file)