

Court No. - 3

Case :- CIVIL MISC REVIEW APPLICATION DEFECTIVE No. - 249 of 2023

Applicant :- Seetaram

Opposite Party :- State Of U.P. Thru. Prin. Secy. Revenue Deptt. Civil Sectt. Lko. And Others

Counsel for Applicant :- K.K. Singh

Counsel for Opposite Party :- C.S.C.

Hon'ble Vivek Chaudhary,J.

Hon'ble Manish Kumar,J.

(C.M.A. No. 1 of 2023)

This is an application seeking condonation of delay in filing instant review petition which seeks review of order dated 05.10.2023 passed by this Court in Writ C No. 7996 of 2023.

Reasons assigned in the present application are found to be satisfactory.

Application is allowed.

Delay is condoned.

(Order on review petition)

Copy of the instant petition is provided to the learned Standing Counsel today in Court.

Present review petition is preferred under Chapter V Rule 12 of the Allahabad High Court Rules, 1952 read with order 47 Rule 1 Code of Civil Procedure, 1908 seeking review of judgment and order dated 05.10.2023 passed by this Court in Writ C No. 7996 of 2023.

Learned counsel for the petitioner states that due to typographical error order in the Writ Petition No. 7996 of 2023 has wrongly been transcribed, which needs rectification.

Since the error is typographical one,thus, the order dated 05.10.2023 passed in Writ C No. 7996 of 2023 is hereby recalled and following order is being passed:-

1. Heard learned counsel for petitioner, learned Standing Counsel for the State and perused the record.
2. The petitioner approached this Court that his claim under the

Mukhyamantri Kisan Evam Sarvhit Bima Yojana was allowed on 30.10.2019 directing the insurance company to pay the amount claimed by the petitioner, but till date amount has not been paid to the petitioner.

3. Learned counsel for petitioner submits that grievance of the petitioner would be substantially met if case of the petitioner is considered and amount is released by opposite party no. 3 - Oriental Insurance Company Limited through its Senior Regional Manager, Regional Office-2 Lucknow, if there is no legal impediment.

4. Learned Standing Counsel has no objection to the same.

5. In view thereof, the petitioner is permitted to make a representation to opposite party no. 3 - Senior Regional Manager, Oriental Insurance Company Limited, Regional Office-2 Lucknow, along with relevant documents in support of his claim within a period of two weeks from today along with certified copy of this order.

6. In case such a representation is moved by the petitioner, opposite party no. 3 shall, unless there is any legal impediment and claim of the petitioner is allowed by the committee, make payment within a period of three months from the date a certified copy of this order along with representation is placed before him.

7. With the aforesaid observations, the writ petition is disposed of.

(Manish Kumar,J) (Vivek Chaudhary,J)

Order Date :- 9.11.2023

Ashish