



Single Bench

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

M. C. C. No. 1223 OF 2013

IN

(SECOND APPEAL No. 446/2007 (S.B.))

APPLICANT

: — Budwa, son of Shivrath Rawat,
Aged about 60 years, R/o.
Village Lakhdabri, Patwari
Halka No. 9, Rajaswa Nirikshak
Mandal and Tahsil Bilaigarh,
District Raipur (C.G.)

VERSUS

RESPONDENTS:

1. — Kurmamati, D/o. Ghasiram,
Aged about 30 years,
2. — Gurma Bai, D/o. Ghasiram,
Aged about 27 years, Resident of
Village Lakhdabri, Tahsil:
Bilaigarh, District Raipur (C.G.)
3. — State of Chhattisgarh, Through
Collector Raipur, District Raipur,
Chhattisgarh

APPLICATION FOR RESTORATION OF RECALLING
THE ORDER DATED 12.11.2013 AND RESTORING
SECOND APPEAL No. 446/2007 TO ITS ORIGINAL
FILE



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HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. P. SAM KOSHY, J.

M.C.C. NO. 1223 OF 2013

APPLICANT

Budwa

Versus

RESPONDENTS

Kurmamati and others

**APPLICATION FOR RECALLING THE ORDER DATED
12.11.2013 AND RESTORING S.A. NO.446/2007**

Appearance:

Mr. S.P. Sahu, Advocate, for the applicant.

Mr. Akhil Agrawal, Panel Lawyer, for respondent No.3-State.

**ORDER
(1-1-2014)**

Heard.

2. The applicant has filed the instant application for restoration of S.A. No.446/2007 which was dismissed for want of prosecution on 12.11.2013.

3. Having perused the application for restoration of S.A. No.446/2007, I am of the opinion that sufficient cause has been explained by the counsel for the applicant for his non-appearance on 12.11.2013.

4. Accordingly and in view of the above, the instant M.C.C. is allowed, order dated 12.11.2013 dismissing S.A. No.446/2007 for want of prosecution is hereby recalled and S.A. No.446/2007 is restored to its original number.

5. No order as to costs.

6. A copy of this order be kept in the record of S.A. No. 446/2007.

Certified copy as per rules.

Sd/-
P. Sam Koshy
Judge