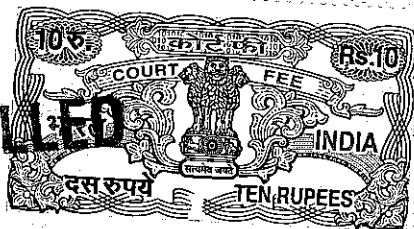


CANCELLED



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1

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

M.C.C NO 374/2015

Arises out of S.A. NO 576/2003

APPLICANT

✓ Balkuwar widow of Natal Ram aged 62 years Chik by caste resident of village Salaiyadih Tahsil Sitapur Distt Sarguja C.G. L.R.S. of deceased plaintiff

VERSUS

NONAPPLICANTS 1

✓ Ganeshwari widow of Sabaldeo aged 60 years

1.A ✓ Kanchan Bai widow of Sabaldeo aged 55 years

Both are kavar by caste resident of village Boda Tahsil Sitapur Distt Sarguja (C.G.),

2 ✓ Ramprasad Son of Barahil aged 52 years resident of village Boda Tahsil Sitapur Distt. Sarguja (C.G.)

3 ✓ A Muneshwar son of Aghnu aged 35 years

✓ B Devendra son of Aghnu aged 32 years

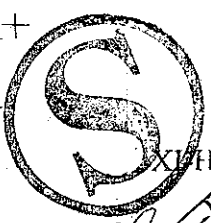
Both are resident of village Salaiyadih Tahsil Sitapur Distt Sarguja (C.G.)

4 ✓ Surajmati daughter of Barahil aged 42 years resident of village Boda Tahsil Sitapur Distt Sarguja (C.G.)

5 ✓ State of Chhattisgarh through Collector Sarguja perma defendant



APPLICATION FOR RESTORATION OF THE SECOND APPEAL NO 576/2003 WHICH HAS BEEN DISMISSED FOR WANT OF PROSECUTION VIDE ORDER DATED 06.04.2015



XVHC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक.....M.C.C. 374/15 सन् 201

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>S.B: HON'BLE MR.JUSTICE SANJAY K. AGRAWAL</u> <u>07.05.2015:</u> Shri Jagdish Singh Baraik, learned counsel for the applicant. Shri S.C. Khakariya, learned Deputy Advocate General for the State. Learned counsel for the applicant is heard on restoration petition. The applicant is seeking restoration of Second Appeal No.576/2003 which was dismissed for want of prosecution vide order dated 06.04.2015. On due consideration of the submissions of the learned counsel for the applicant and the grounds taken in the restoration petition, I am satisfied that the absence of the applicant's counsel on 06.04.2015 when Second Appeal No.576/2003 was taken-up for hearing was based on <i>bonafide</i> grounds. M.C.C. No.374/2015, therefore, is allowed and <u>Second Appeal No. 576/2003 is restored to its original number.</u>	

Sd/-
Sanjay K. Agrawal
Judge