

HIGH COURT OF CHHATTISGARH, BILASPUR

MCC No. 613 of 2015

Sushil Kumar Agrawal, S/o Shri K.L. Agrawal, Aged About 49 Years, Railway Contractor, R/o Jhajharia Bhawan, Tikrapara, Bilaspur, Chhattisgarh

---- Applicant

Versus

1. Union Of India Through : The General Manager, South Eastern Central Railway, Bilaspur, Chhattisgarh
2. Senior Divisional Engineer (East), South Eastern Central Railway, Bilaspur, Chhattisgarh

---- Respondents

For Applicant	:	Shri N. Naha Roy, Advocate.
For Respondents	:	Shri Ghanshyam Patel, Advocate.

S.B.: Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

17/11/2015

1. Heard on I.A.No.1, application for condonation of delay in filing restoration application (MCC).
2. Upon due consideration, the application is allowed. Delay in filing restoration application (MCC) is condoned.
3. Taking into consideration the grounds raised in the application for restoration (MCC), I am satisfied that just and sufficient cause is made out for non-appearance of the applicant/appellant when the case was called out for hearing.
4. According, order dated 30.7.2013 dismissing Arbitration Appeal No.37/2007 for want of prosecution is hereby recalled and the Arbitration Appeal is restored to its original number.
5. MCC is accordingly allowed.

Sd/-

(Manindra Mohan Shrivastava)

Judge