

HIGH COURT OF CHHATTISGARH, BILASPUR**M.C.C. No. 595 of 2017**

Rakesh Saraogi, S/o Shri Satyanarayan Sarogi, aged about 53 years the then Managing Director, Raipur, Resorts & Properties Private Limited, Shankar Nagar, Raipur, District – Raipur, Chhattisgarh

---- Applicant

Versus

1. State of Madhya Pradesh (Now Chhattisgarh), through, Secretary Housing & Environment, Mahanadi Bhawan, Mantralaya, Naya Raipur, Chhattisgarh
2. The Municipal Corporation, Raipur, A body incorporated under Section-7 of Madhya Pradesh/CG Municipal Corporation, Raipur, Chhattisgarh
3. The Commissioner, Municipal Corporation, Raipur, Chhattisgarh
4. Anil Kumar Khetan, S/o Devi Prasad Khetan, C/o R.B. Seal Stores. Moudhapara, Raipur (C.G.)

---- Respondents

For Petitioner	:	Mr. Manish Nigam, Advocate.
For Respondents No. 2 & 3:		Mr. H.B. Agrawal, Senior Advocate with Mrs. Prabha Sharma, Adv.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

08/09/2017

- (1) Counsel for the applicant is heard on restoration petition.
- (2) The applicant is seeking restoration of Writ Petition No. 6161 of 1998 which was dismissed for want of prosecution vide order dated 28.06.2017.
- (3) 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 28.06.2017 when Writ Petition No.6161 of 1998 was taken-up for hearing was based on *bona fide* grounds.
- (4) M.C.C. No. 595/2017, therefore, is allowed and Writ Petition No. 6161/1998

is restored to its original number subject to payment of cost of Rs. 5,000/- payable to the High Court Legal Aid Committee.

(5) The writ petition be listed for final hearing expeditiously.

Sd/-

(Sanjay K. Agrawal)
Judge

D/-