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HIGH COURT OF CHHATTISGARH, BILASPUR**MCC No. 773 of 2017**

(Arising out of judgment/order dated 08.09.2017 in ARBA Case No. 23/2014
of the learned Hon'ble Court)

M/s Akshita Enterprises, having its Office at Samdariya Mall, Civic Centre,
Jabalpur Madhya Pradesh, through authorized representative Anil Tomar
S/o Ajab Kumar Tomar, Age 48 Yrs. R/o D-10, Minocha Colony, Bilaspur
Chhattisgarh.

---- **Petitioner****Versus**

M/s City Mall Vikas Private Ltd. through its Managing Director having its
Office at A-7, Anupam Nagar Raipur City Tahsil and District Raipur
Chhattisgarh.

---- **Respondent**

For Petitioner : Mr. Raja Sharma, Advocate.

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****25/10/17**

Heard on application for restoration of Arbitration Case No. 23 of 2014.

2. The applicant is seeking restoration of Arbitration Case No. 23 of 2014 which was dismissed by this Court for want of prosecution vide order dated 08.09.2017.
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 08.09.2017, when the Arbitration Case No. 23 of 2014 was taken up for hearing, was based on *bonafide* grounds.
4. The M.C.C. No. 773 of 2017 is, therefore, allowed and the Arbitration

Case No. 23 of 2014 is restored to its original number subject to payment of cost of Rs.5,000/- (Five Thousand) to the High Court Legal Aid Committee within ten days from today.

Sd/-
(Sanjay K. Agrawal)
Judge