

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 540 of 2017

- Dilip Hinduja S/o Tikam Das Hinduja, Aged About 51 Years R/o New Shanti Nager, Raipur, District- Raipur, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Station House Officer Police Station Purani Bhilai, District- Durg, Chhattisgarh.
2. Gurdeep Singh S/o Keshar Singh, Aged About 58 Years R/o Keshar Traders, Charoda, Police Station - Purani Bhilai -3, District- Durg, Chhattisgarh.

---- Respondents

For Petitioner : Shri Vivek Tripathi, Advocate
For Non-applicant No.1/State : Shri O.P. Sahu, Govt.
Advocate
Respondent No.2 not noticed.

Hon'ble Shri Justice Chandra Bhushan Bajpai **Order On Board**

25.7.2017

Heard on admission.

2. The instant Cr.M.P is admitted for consideration.
3. Heard the matter finally.
4. Learned Counsel for the petitioner would submit that as the respondent No.2 was not represented in the CRMP No. 52/16 on 22/03/2016, present matter may be disposed of without even noticing to respondent No.02.
5. On due consideration, instant CRMP is hereby allowed and as submitted that the petitioner shall remove the default within 2 weeks from now, in CRMP No. 52/16 which was dismissed on a peremptory order dated 22/03/2016, may be restored.

6. On due consideration of above submission, the instant CRMP is allowed with a direction that if the petitioner removes the default within 2 weeks from today in CRMP No. 52/16 then only the said CRMP be restored to its original number. If the petitioner fails to remove the default within stipulated time the order passed in the instant CRMP shall loose its efficacy.

Sd/-
(Chandra Bhushan Bajpai)
JUDGE

Bini/deeptijha