

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Cr.M.P. No. 1002 of 2017**

Brijmohan Agrawal S/o Late Shri Kalicharan Agrawal, Aged About 58 Years R/o Danipara Raigarh, Tahsil & District Raigarh Chhattisgarh.

---- Petitioner**Versus**

1. Avinash Kumar Sahu S/o Late Januna Prasad Sahu Aged About 56 Years Occupation Agriculturist & Business R/o Village Charidand, Police Station Kunkuri, District Jashpur Chhattisgarh. Temporary Reside At Upper Bazar Ranchi, Jharkhand.
2. State Of Chhattisgarh, Through District Magistrate Raigarh.

---- Respondents

For the Petitioner : Shri Alok Kumar Pandey, Advocate.
For the Respondent/ State : Shri Vivek Singhal, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant**ORDER****09.08.2017**

1. Heard.
2. Learned counsel for the petitioner submits that Cr.M.P. No. 390 of 2017 was dismissed for want of prosecution on 7.7.2017 for the reason that the petitioner's counsel could not trace out the listing of the case on the given date from the cause-list. The petitioner still wants to pursue the Cr.M.P., hence, considering the *bonafide* grounds, this application may be allowed.
3. Learned State counsel has no objection, if the petition is allowed.
4. Considering the grounds mentioned in the application, the same is allowed and the Cr.M.P. No. 390 of 2017 is restored to its original number.
5. Accordingly, the petition stands disposed off.

Sd/-

(Rajendra Chandra Singh Samant)
Judge