

HIGH COURT OF CHHATTISGARH, BILASPUR

MCC No. 399 of 2016

Madhyapradesh Jesuits Loyola Niketan Lingiyadeha Aged About 55 Years
Bilaspur Through Father Fabianus Minj, Aged About 55 Years, S/o Late
Shri Stanislas Minj, Treasurer Madhyapradesh Jesuits Loyola Niketan
Lingiyadeeha Bilaspur, R/o Loyola Niketan Lingiyadeeha Bilaspur, Police
Station Sarkanda, Bilaspur, Tahsil And District Bilaspur Chhattisgarh

---- Applicant

Versus

1. Shri Ravatpura Sarkar Ashram Gram Panchayat Dhaneli, Raipur, Tahsil And District Raipur Chhattisgarh
2. Ravatpura Sarkar, Lok Kalyan Trust, Bilapsur, Through Its Member Ajay Singh, S/o Dr. B. S. Singh, R/o Rajkishore Nagar Lingiyadeeha Bilaspur, Tahsil And District Bilaspur Chhattisgarh
3. Ravatpura Sarkar, Lok Kalyan Trust, Bilaspur, Through Its Member Praveen Shukla, S/o Chandrika Prasad Shukla, R/o Gandhi Nagar Bilaspur, Tahsil And District Bilapsur Chhattisgarh
4. State Of Chhattisgarh Through Its Collector Bilaspur Chhattisgarh

---- Respondents

For Applicant	:	Mr. Ajay Kumar Barik, Advocate
For respondents No.1 to 3	:	None appears though served
For State	:	Mr. Bhaskar Payashi, Panel Lawyer

DB : Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Vimla Singh Kapoor

Order On Board

02/08/2018

Heard on I.A. No.1, application for condonation of delay in filing the restoration application.

Upon due consideration, the application is allowed. Delay in filing the restoration application (MCC) is condoned.

Heard on prayer for restoration of the First Appeal.

Taking into consideration as there is no opposition to the prayer for restoration and further taking into consideration that the appeal was filed arising out of judgment relating to immovable property, we are inclined to recall the order of dismissal for want of prosecution passed earlier on 27.11.2014 and restored to its original number F.A. No.31 of 2013. The MCC is accordingly allowed.

The cost of Rs.2,500/- shall be deposited in the Legal Aid Committee and receipt shall be filed.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Sd/-

(Vimla Singh Kapoor)
Judge