

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
CIVIL APPLICATION (o) NO.1292/2017 & MCA. NO(ST) NO.
17029/2017

IN

FIRST APPEAL NO.347/2003

(Employees State Insurance Corporation vs. Chandrapur Zilla Dudh
Uptadak Sahakari Sangh Maryadit, Chandrapur.)

.....
Office Notes, Office Memoranda of
Coram, appearances, Court's orders
of directions and Registrar's orders
.....

Court's or Judge's order

Mrs B P Maldhure, Adv. for appellant/applicant

CORAM : MRS.SWAPNA JOSHI, J.

DATED : 9th August, 2018.

This is an application seeking condonation of delay in filing the application for restoration of the First Appeal dismissed on 11.12.2006 vide order dated 9.10.2007.

Heard learned counsel for the applicant/appellant. For the reasons mentioned in the Application, I am satisfied that the delay deserves to be condoned. The delay in filing the restoration application is hereby condoned. The Civil Application is allowed and disposed of.

MCA (ST) NO. 17029/2017

This is an application seeking restoration of the First Appeal dismissed on 11.12.2006 vide order dated 9.10.2007.

Heard learned counsel for the applicant/appellant. For the reasons mentioned in the Application, and considering the peculiar facts of the matter, I am inclined to restore the First Appeal. The Appeal is restored to file. The MCA is allowed and disposed

of.

FIRST APPEAL NO...../2017.

Learned counsel for the appellant submits that the respondent-establishment has been closed and further details of the said establishment are not available.

The *pursis* is taken on record and marked as Exh.”X” for the purpose of identification.

In view of the *pursis* filed by the appellant and in view of the statement made at the bar, the Appeal stands dismissed for want of prosecution.

JUDGE

sahare