

HIGH COURT OF CHHATTISGARH, BILASPUR

MCC No. 572 of 2019

- Dasaharath Lal Deshlahre S/o Late Chaitram Deshlahre Aged About 50 Years
R/o Village Akoli, Post Khudmuda, Ps Berla, Tahsil Bemetara, District- Durg,
Chhattisgarh.- 491005

---- Applicant

Versus

1. Rajesh Das Manikpuri S/o Vishaldas Manikpuri Aged About 22 Years
Occupation Driver, R/o Village Muraithi Ps Dharsinwa, Tahsil And Disrtict-
Raipur, Chhattisgarh.- 492001
2. Mayaram Yadu S/o Vishveshwar Yadu Aged About 38 Years R/o Village
Muraithi, Post Siltara, Ps Dharsinwa, Tahsil And District- Raipur, Chhattisgarh
3. The Oriental Insurance Company Ltd. Through Divisional Manager, Divisional
Office No. 1, Kachhahari Chowk, Jail Road, Raipur, Chhattisgarh., Policy No.
9581, Policy Year 2008, Development Officer Code 34

--- Respondents

For Applicant : Mr. Akhilesh Mishra, Advocate.

DB : Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Vimla Singh Kapoor

Order On Board

05/07/2019

1. Heard on application for condonation of delay in filing restoration application (MCC). Learned counsel for appellant would submit that the claim application was dismissed for want of prosecution which was not known to the parties. Later on, when the parties came to know that similarly situated claimants, whose family members were also travelling in the same vehicle, have been granted higher compensation on almost similar consideration of wages, the applicants have filed restoration application so that their appeal may also be decided on merits.
2. Having considered the grounds urged in the application, the application is allowed. Delay is condoned. MAC No. 111/2010 is restored to its original number.

Sd/-

**(Manindra Mohan Shrivastava)
Judge**

Sd/-

**(Vimla Singh Kapoor)
Judge**