

HIGH COURT OF CHHATTISGARH, BILASPUR

MCC No. 929 of 2019

- Avinash Soni S/o Murli Soni Aged About 40 Years Occupation Head Constable Resident Of Near Advani House Mahamaya Mandir Road, Kumhari, District Durg Chhattisgarh

---- Applicant

Versus

- Smt. Vijay Laxmi Soni W/o Shri Avinash Soni Aged About 35 Years C/o Father Rambharosa Soni, Resident Of Near Matches Factory, Shanti Nagar, Bhlai - 3 Tahsil Patan District Durg Chhattisgarh

--- Respondent

For Applicant : Mr. Om P. Sahu, Advocate.

DB : Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Vimla Singh Kapoor

Order On Board

18/10/2019

1. Heard on application (I.A. No.1) for condonation of delay in filing the restoration application and also prayer for restoration of appeal.
2. Taking into consideration the submission of learned counsel for the applicant and cause shown in the application, we are inclined to condone the delay. Accordingly, I.A. No.1 is allowed.
3. The non appearance of the counsel has been accounted for in the application which we accept. Accordingly, the order of dismissal for want of prosecution is recalled and the FAM No. 122 of 2019 is restored to its original number, subject to deposit of Rs. 1,000/- in the High Court Legal Aid Committee.
4. Accordingly, the MCC is allowed.

Sd/-

**(Manindra Mohan Shrivastava)
Judge**

Sd/-

**(Vimla Singh Kapoor)
Judge**