

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1139 of 2018

In
Civil Writ Jurisdiction Case No.15800 of 2015

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Sasaram Bhabhua Central Co Operative Bank Ltd. Sasaram, District- Rohtas,
through its Managing Director.

... .. Petitioner

Versus

1. The State Of Bihar through its Principal Secretary, Co-operative Department, Govt. of Bihar, Patna.
2. The Principal Secretary, Co-operative Department, Government of Bihar, Patna.
3. The Registrar, Co-operative Societies, Bihar, Patna.
4. Dinesh Prasad Verma S/o Late Vidyapati Verma R/o Patanjali, Sherganj, P.O. and P.S.- Sasaram, District- Rohtas.

... .. Opposite Parties

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Appearance :

For the Petitioner : Mr. Bindhyachal Rai
For the Opposite Parties : Mr. Raj Ballabh Prasad Yadav

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 19-02-2020 This application has been filed on behalf of the petitioner for restoration of CWJC No. 15800 of 2015, which was dismissed for want of prosecution vide order dated 11.10.2017.

It is submitted by the learned counsel for the petitioner that Mr. Ishwari Singh was the lawyer conducting the case of the petitioner. He had fallen seriously ill. He did not attend the Court proceeding on 11.10.2017 due to unavoidable and compelling medical reasons. As a result of his non-appearance, the case got dismissed for want of prosecution. It is further contended that subsequently the then counsel conducting



the case died and another counsel has been appointed to conduct the case.

Learned counsel for the State does not oppose the application preferred on behalf of the petitioner for restoration of the writ petition.

On the facts and in the circumstances of the case, the application is allowed. CWJC No. 15800 of 2015 is directed to be restored to its original file.

(Ashwani Kumar Singh, J)

Pradeep/-

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