

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1079 of 2019

In
Letters Patent Appeal No.155 of 2018

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M/s Nirman Enterprises, Contractor and Order Supplier, Officer at H/O, Late Nand Kishore Sharma, Baileysarai, Motihari, through its partner namely Prem Kumar Sharma aged about 44 years, Gender- Male, Son of Late Nand Kishore Sharma, Resident of Mohalla Baileysarai, Motihari, P.S.- Town Thana, District- East Champaran, Motihari.

... .. Petitioner/s

Versus

1. The Union of India and Ors through the Department of Telecommunication, Government of India, New Delhi.
2. The Chairman, B.S.N.L., a Government of India Enterprise, New Delhi.
3. The C.G.M.T., Bihar Circle, Patna.
4. The P.G.M. (N.W.P. C.F.A.), Officer of the C.G.M.T. Bihar Circle, Patna.
5. The DE (P) NB, B.S.N.L., Gaya.
6. The D.E./SDE (Trans), office of G.M.T.D., B.S.N.L., Gaya.
7. G.M.Gaya, the G.M. office of G.M.T.D., B.S.N.L., Gaya.
8. The DE (A and P), O/O GMTD, B.S.N.L., Gaya.
9. DE (Plg), O/O GMTD, Gaya.
10. The SDE (plg), O/O GMTD, B.S.N.L., Gaya.
11. The PS to the PGMTD, B.S.N.L., Gaya.
12. The SDE (Gr.), B.S.N.L., Arwal.
13. The AO (Cash) O/O the PGMTD, B.S.N.L., Gaya.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar, Advocate
For the BSNL : Mr.H.P.Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

4 05-10-2023

Re: I.A. No. 1 of 2019

Heard I.A. No. 1 of 2019 in M.J.C. No. 1079 of 2019.

2. The present MJC is filed for restoration of LPA No.



155 of 2018 arising out of CWJC No. 10962 of 2017 which was dismissed for non-prosecution on 05.12.2018. For the reasons stated in the application for condonation of delay in filing MJC for about 63 days stands condoned.

3. Accordingly, I.A. No. 1 of 2019 stands allowed.

4. Heard MJC No. 1079 of 2019.

5. For the reasons stated in application and affidavit, MJC No. 1079 of 2019 stands allowed while recalling the order dated 05.12.2018 passed in LPA No. 155 of 2018 and restoring LPA No. 155 of 2018.

6. Registry is hereby directed to list the aforementioned LPA before the roster bench, subject to payment of cost of Rs. 2,000/- (Rupees Two Thousand Only). Cost shall be remitted in the Patna High Court Legal Services Committee within a period of four weeks' from today.

(P. B. Bajanthri, J)

(Arun Kumar Jha, J)

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