

IN THE HIGH COURT OF JHARKHAND AT RANCHI

C.M.P. No. 504 of 2023

Union of India through Ratan Rakesh Lakra, aged about 57, son of Late J.M. Lakra, Senior Divisional Personnel Officer, East Central Railway, Dhanbad, Post- Dhanbad, Police Station-Dhanbad, District-Dhanbad, State Jharkhand

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Versus

1. Raghu Natyh Sahu, son of Sri Khaita Teli, resident of Patratu Bazar Tand, Post- Patratu, Police Station-Patratu, District-Hazaribag.
2. General Manager, East Central Railway, Hazipur, Post-Hazipur, Police Station-Hazipur, District-Hazipur, State-Bihar
3. Senior Divisional Mechanical Engineer (D), East Central Railway, Patratu, Post-Patratu, Police Station- Patratu, District-Hazaribag.

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CORAM: HON'BLE DR. JUSTICE S.N.PATHAK

HON'BLE MR. JUSTICE NAVNEET KUMAR

For the Petitioner : Mrs. Nitu Sinha, CGC

For the Opposite Parties : None

Order No.05/ Dated 31st July, 2024

Heard learned counsel for the petitioner.

2. The instant C.M.P. has been filed for restoration of W.P.(S) No. 5997 of 2008, which stood dismissed for default/ non-prosecution vide order dated 21.07.2015 passed by this Court presided over by Hon'ble Mr. Justice D.N. Patel and Hon'ble Mr. Justice Ratnaker Bhengra.

3. This case has got checkered history. Earlier petitioner – Union of India move this Court in W.P.(S) No. 5997 of 2008, which was dismissed for default vide order dated 21.07.2015. Thereafter, petitioner preferred C.M.P. No. 111 of 2018 for restoration of the instant writ petition, which was also dismissed vide order dated 26.09.2018 by this Court presided over by Hon'ble Mr. Justice D.N. Patel and Hon'ble Mr. Justice Amitav K. Gupta on the ground that the order which was sought to be recalled was not annexed in the said C.M.P. Thereafter, this instant petition has been preferred for restoration of W.P.(S) No. 5997 of 2008.

4. In view of the aforesaid facts and circumstances, we are not inclined allow the instant C.M.P.
5. Accordingly, the instant C.M.P. application is dismissed.

(Dr. S.N. Pathak, J.)

(Navneet Kumar, J.)

A.Mohanty /Basant