

IN THE HIGH COURT OF JHARKHAND AT RANCHI

C.M.P. No. 601 of 2018

1. The Union of India through the General Manager East Central Railway, Hajipur, P.O. and P.S. Hajipur, District Hajipur, Vaishali, Bihar
2. The Divisional Railway Manager, East Central Railway, Dhanbad, P.O., P.S. and District-Dhanbad
3. The Divisional Personnel Officer, East Central Railway, Dhanbad, P.O., P.S. and Dist. Dhanbad
4. The Senior Divisional Commercial Manager, East Central Railway, Dhanbad, P.O., P.S. and Dist. Dhanbad
5. The Divisional Commercial Manager, East Central Railway, Dhanbad, P.O., P.S. and Dist. Dhanbad

... .. Petitioners/Respondents

Versus

Pallab Krishna Das Roy son of Late Paresh Chandra Das Roy, now holding the post of TTE, Barkakana, East Central Railway, Dhanbad Division, P.O. and P.S. Barkakana, District-Ramgarh, Jharkhand

.... Opposite Party/Respondent/Applicant

**CORAM: HON'BLE MR. JUSTICE SUJIT NARAYAN PRASAD
HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA**

For the Petitioner : Ms. Chandana Kumari, Advocate
For the Opp. Party :

04/Dated: 24th January, 2024

1. The instant civil misc. petition has been filed for restoration of W.P.(S) No. 387 of 2015, which stood dismissed for default on 03.11.2015 for non-compliance of the order dated 05.10.2015, passed by the Co-ordinate Division Bench of this Court .
2. Admittedly, the instant civil miscellaneous petition has been filed on 12.12.2015 for restoration of the writ petition being W.P.(S) No. 387 of 2018, which was dismissed for default on 03.11.2015, as such, the restoration application has been filed after delay of about three years. This court is not satisfied with the explanation given in the instant petition.
3. This Court has gone across the original writ petition being W.P.(S) No. 387 of 2018.

4. Considering the aforesaid fact, this Court is of the view that after such an inordinate delay, the instant civil miscellaneous petition is not fit and proper to restore the writ petition being W.P.(S) No. 387 of 2018.
5. Accordingly, the instant Civil Miscellaneous Petition stands dismissed.

(Sujit Narayan Prasad, J.)

(Pradeep Kumar Srivastava, J.)

pappul/-