IN THE HIGH COURT OF MADHYA PRADESH AT GWALIOR

BEFORE

HON'BLE SHRI JUSTICE ROOPESH CHANDRA VARSHNEY

ON THE 2nd OF FEBRUARY, 2024

MISC. CIVIL CASE No. 446 of 2021

BETWEEN:-

1. **BUDDH GIRI (GOSWAMI) S/O SHRI LOHRE GIRI, AGED ABOUT 48 YEARS, R/O VILLAGE DANDA KHIRAK GHATIGAON DISTRICT- GWALIOR (MADHYA PRADESH)**

2. **SMT. PREMA DEVI GIRI W/O BUDH SINGH, AGED ABOUT 44 YEARS, OCCUPATION: HOUSEWIFE, R/O GRAM DADA KHIRAK GHATIGAON, DISTRICT-GWALIOR (MADHYA PRADESH)**

3. **SHALU GOSWAMI, D/O SHRI BUDH GIRI, AGED 18 YEARS, R/O GRAM DADA KHIRAK GHATIGAON, DISTRICT-GWALIOR (MADHYA PRADESH)**

.....APPLICANTS

(BY SHRI ASHOK RATHORE- ADVOCATE)

AND

1. **MANOJ KUMAR S/O SHRI RATAN LAL VYAS LAXMI GANJ LASHKAR GWALIOR (MADHYA PRADESH)**

2. **AJAY KUMAR S/O NARAYAN PARVE DOLIBUA KA PUL LASHKAR (MADHYA PRADESH)**

3. **BRANCH MANAGER NATIONAL INSURANCE COMPANY LTD. FIRST JAYENDRAGANJ LASHKAR (MADHYA PRADESH)**

.....RESPONDENTS

(NONE FOR THE RESPONDENTS)

This application coming on for hearing this day, the court passed the following:

ORDER

Signature Not Verified
Signed by: RAHUL SINGH PARIHAR
Signing time: 05-02-2024 06:11:09 PM

This petition is filed for restoration of M.A. No.1653/2011 which was dismissed by the order of Principal Registrar of this Court dated 25/05/2015 for non-compliance of peremptory order dated 27/02/2015.

It is submitted by the counsel for the applicants that due to some reason, he could not pay the court fee in time, therefore, this appeal was dismissed in default.

For the reasons assigned in the application, which is supported by an affidavit, sufficient cause is made out for restoration of M.A.No. 1653/2011. Hence, the same is allowed.

Accordingly, M.A. No.1653/2011 is restored to its original number subject to removal of default within a period of Fifteen days' from the date of receipt of certified copy of this order.

This MCC stands disposed of.

A copy of this order be kept in the record of M.A. No.1653/2011.

(ROOPESH CHANDRA VARSHNEY)
JUDGE

rahul

Signature Not Verified
Signed by: RAHUL SINGH PARIHAR
Signing time: 05-02-2024 06:11:09 PM