

1
**IN THE HIGH COURT OF MADHYA PRADESH
AT GWALIOR**

**BEFORE
HON'BLE SHRI JUSTICE BINOD KUMAR DWIVEDI**

ON THE 2nd OF FEBRUARY, 2024

MISC. CIVIL CASE No. 2815 of 2023

BETWEEN:-

1. **SMT HARMIT KAUR S/O LATE SHRI LAKHVINDAR
AGED ABOUT 37 YEARS R/O VILLAGE
KHEDATANKA POST KARHIYA TEH BHITARWAR
GWALIOR MP (MADHYA PRADESH)**
2. **SUKHVEER SINGH S/O LATE SHRI LAKHVINDAR
SINGH, AGED ABOUT 12 YEARS, R/O VILLAGE
KHEDATANKA POST KARHIYA TEH BHITARWAR
GWALIOR MP (MADHYA PRADESH)**
3. **GURUSHANT SINGH S/O LATE SHRI
LAKHVINDAR SINGH, AGED ABOUT 10 YEARS,
R/O GRAM KEDATANKA POST KARHIYA THASIL
BHITARWAR, DISTRICT GWALIOR (MADHYA
PRADESH)**

.....APPLICANTS

(BY SUSHRI UMA KUSHWAH - ADVOCATE)

AND

1. **SUKHWANT SINGH S/O SHRI BALDEV SINGH R/O
VILLAGE BARKISARAY THANA ANTRI DISTRICT
GWALIOR MP (MADHYA PRADESH)**
2. **MANDLIYE PRABANDHAK IFFCO TOKIO
GENERAL INSURANCE CO LTD. GWALIOR
(MADHYA PRADESH)**

.....RESPONDENTS

(NONE)

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

ORDER

Heard on I.A.No.7186 of 2023, an application for condonation of delay

of 3 days in filing present MCC supported by affidavit of Rashi Kushwah, Advocate is taken up, considered and **allowed** for the reasons mentioned therein. The delay in filing present MCC stands condoned.

Heard on MCC.

This MCC has been filed seeking restoration of M.A.No.3871 of 2023, which was dismissed due to non-compliance of common conditional order dated 5.9.2023.

For the reasons assigned in the application, which is supported by affidavit of applicant Omprakash Shivhare, sufficient cause is made out for restoration of M.A.No.3871 of 2023. Hence, the MCC is allowed. M.A.No.3871 of 2023 is restored to its original number with a direction that defect, if any, shall be cured by the applicant within one week from the date of restoration.

A copy of this order be placed in the record of M.A.No.3871 of 2023.

This MCC stands disposed of accordingly.

(BINOD KUMAR DWIVEDI)
JUDGE

Ahmad