IN THE HIGH COURT OF MADHYA PRADESH AT INDORE

BEFORE

HON'BLE SHRI JUSTICE HIRDESH

ON THE 5th OF FEBRUARY, 2024

MISC. CIVIL CASE No. 2382 of 2019

BETWEEN:-

SMT. HIRABAI W/O LATE SHRI KASHIRAM CHOUDHARY, AGED ABOUT 60 YEARS, OCCUPATION: HOUSE WIFE 10/10, RAVIDAS NAGAR, INDORE (MADHYA PRADESH)

.....APPLICANT

(BY SHRI RAVI SHANKAR GUPTA - ADVOCATE)

AND

1. **THE STATE OF MADHYA PRADESH COLLECTOR COLLECTORATE, MOTI TABELA, INDORE (MADHYA PRADESH)**

2. **TEHSILDAR TEHSILDAR INDORE (MADHYA PRADESH)**

3. **RAMSWARUP JHAVAR S/O SHRI GOPALDAS JHAVAR, AGED ABOUT 54 YEARS, OCCUPATION: ADVOCATE TAX CONSULTANT 47, ASHO K NAGAR, INDORE (MADHYA PRADESH)**

4. **NARENDRA S/O LATE SHRI KASHIRAM CHOUDHARY, AGED ABOUT 24 YEARS, OCCUPATION: AGRICULTURIST 10/10, RAVIDAS NAGAR, INDORE (MADHYA PRADESH)**

5. **KU. CHHAYA D/O LATE SHRI KASHIRAM CHOUDHARY, AGED ABOUT 26 YEARS, OCCUPATION: HOUSE HOLD 10/10, RAVIDAS NAGAR, INDORE (MADHYA PRADESH)**

6. **LAXMI D/O LATE SHRI KASHIRAM CHOUDHARY, AGED ABOUT 28 YEARS, OCCUPATION: HOUSE HOLD 10/10, RAVIDAS NAGAR, INDORE (MADHYA PRADESH)**

Signature Not Verified
Signed by: REENA JOSEPH
Signing time: 08-02-2024
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.....RESPONDENTS

(SHRI KRATIK MANDLOI PL FOR RESPONDENT/STATE ANDSHRI RIZWAN KHAN, LEARNED COUNSEL FOR THE RESPONDENT NO.3)

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

ORDER

Heard on I.A.No.7184/2019 an application under Section 5 of the Limitation Act for condonation of delay.

Learned counsel for the applicant submits that that the applicant has not executed power of attorney in favour of Dayashankar and Dayashankar withdrew the case.

On perusal of the record, it is found that the applicant did not dare to file any complaint against Dayashankar in executing the forged document.

In view of the aforesaid, the delay in filing the MCC is not properly explained. Hence, this application is dismissed.

Consequently, the MCC also stands dismissed.

(HIRDESH)
JUDGE

RJ

Signature Not Verified
Signed by: REENA JOSEPH
Signing time: 08-02-2024
15:00:43