IN THE HIGH COURT OF MADHYA PRADESH AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE DWARKA DHISH BANSAL

ON THE 2nd OF FEBRUARY, 2024

MISC. CIVIL CASE No. 260 of 2024

BETWEEN:-

1. **BHAILAL PATEL (DEAD) SON OF LATE SHRI RANCHODDAS PATEL, AGED ABOUT 92 YEARS, R/O ANUPPUR TEHSIL AND DISTRICT ANUPPUR (MP) THROUGH LRS:-**
   (a) GIRISHCHAND PATEL S/O LATE SHRI BHAILAL PATEL, AGED ABOUT 65 YEARS, R/O WARD NO. 9, ANUPPUR, TEHSIL AND DISTRICT ANUPPUR (MADHYA PRADESH)

   (b) CHANDRAKANT PATEL S/O LATE SHRI BHAILAL PATEL, AGED ABOUT 62 YEARS, R/O WARD NO.9 ANUPPUR TEHSIL AND DISTRICT ANUPPUR (MADHYA PRADESH)

   (c) DINESH KUMAR PATEL S/O LATE SHRI BHAILAL PATEL, AGED ABOUT 59 YEARS, R/O WARD NO.9 ANUPPUR TEHSIL AND DISTRICT ANUPPUR (MADHYA PRADESH)

   (d) MEGHMALA PATEL D/O LATE SHRI BHAILAL PATEL, AGED ABOUT 48 YEARS, R/O WARD NO.9 ANUPPUR TEHSIL AND DISTRICT ANUPPUR (MADHYA PRADESH)

.....APPLICANTS

(BY SHRI HARSHIT PANDEY - ADVOCATE)

AND

1. **UNION OF INDIA THROUGH ITS GENERAL MANAGER SOUTH EASTERN RAILWAY GARDEN RIZ, CALCUTTA AT PRESENT SOUTH EASTERN CENTRAL RAILWAY BILASPUR (CHHATTISGARH)**

2. **S.E. (WORKS) SOUTH EASTERN RAILWAY AT PRESENT SOUTH EASTERN RAILWAY SHAHDOL, DISTRICT SHAHDOL (MADHYA PRADESH)**

Signature Not Verified
Signed by: PRASHANT BAGJILEWALE
Signing time: 2/3/2024 11:46:02 AM

.....RESPONDENTS

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

ORDER

Heard on the question of admission.

2. The present application has been filed for restoration of SA No.3048/18, which was dismissed for want of prosecution vide order dated 06.11.2023.

3. Considering the averments made in the application supported by an affidavit of the applicant, this Court finds that sufficient cause is shown for restoration of SA No.3048/18.

4. Accordingly, MCC is **allowed**.

5. SA No.3048/18 is restored to its original number subject to payment of cost of Rs 2,000/- (Two thousand only) which shall be paid to the M.P. High Court Bar Association, Jabalpur within a period of seven days, failing which, the order of dismissal of SA No.3048/18 shall remain intact.

6. The payment of cost of Rs.2000/- shall be a condition precedent for restoration of SA No.3048/18.

7. Pending application(s), if any, shall stand disposed off.

8. A copy of this order be kept in the file of SA No.3048/18.

(DWARKA DHISH BANSAL)
JUDGE

pb

Signature Not Verified
Signed by: PRASHANT BAGJILEWALE
Signing time: 2/3/2024 11:46:02 AM