

04.04.2025
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Ct.No.7
sdas

WPA 8546 of 2019
with
CAN 2 of 2023
with
CAN 3 of 2023

M/s. Utkal Weigh Bridge & Calibration Center
Vs.
Container Corporation of India Ltd. & Ors.

Mr. Farhan Ghaffar
Ms. Shreya Srivastava
Mr. Ankit Chaturbedy
...for the petitioner

In Re : CAN 3 of 2023

Affidavit-of-service filed on behalf of the
petitioner is taken on record.

Despite service, respondents are
unrepresented.

Having heard the learned advocate
representing the petitioner and upon perusal of
the averments made in the application explaining
the delay in preferring the application for
restoration being CAN 2 of 2023, I am satisfied
that sufficient cause existed which prevented the
petitioner from filing application within the period
of limitation provided therefor.

Accordingly, application being CAN 3 of
2023 is allowed. Delay is condoned.

In Re : CAN 2 of 2023

Having heard the learned advocate representing the petitioner and upon perusal of the averments made in the application, I am satisfied with the explanation provided towards absence of the learned advocate in Court on 16th July, 2021, when the writ petition was dismissed for default.

Accordingly, application being CAN 2 of 2023 is allowed.

Order dated 16th July, 2021 is recalled. Writ petition and its connected application are restored to their original numbers and files.

In Re : WPA 8546 of 2019

List this matter for further consideration three weeks hence.

Petitioner is directed to intimate this order to the respondents and file affidavit-of-service on the returnable date.

(Partha Sarathi Chatterjee, J.)