HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Restoration No. 129/2018

1. Ajmer Vidhyut Vitaran Nigam Limited, Rajasthan, Ajmer, through its Chariman/Managing Director.
2. Ajmer Vidhyut Vitaran Nigam Limited, Ajmer, Through Additional Chief Engineer, Patel Circle, Udaipur.
3. Ajmer Vidhyut Vitaran Nigam Limited, Rajasthan, Office Of The Assistant Engineer, Salimbar, District Udaipur.

----Petitioners

Versus

1. Smt. Manhar Kunwar, widow of late Sh. Devi Singh
2. Smt. Tej Kunwar, widow of late Sh. Anop Singh
   Both by caste Rajput, residents of village and post Thada, Tehsil Salumber, District Udaipur.

----Respondents

For Petitioner(s) : Mr. Mukul Singhvi

HON'BLE MS. JUSTICE REKHA BORANA

Order

06/02/2025

1. The present restoration application has been filed aggrieved of the order dated 06.11.2017 passed by Deputy Registrar (Judicial) of this Court whereby the appeal was dismissed for non-compliance of the order dated 22.03.2017 passed by the Court.

2. Vide the order dated 22.03.2017, the requisites were directed to be filed within the stipulated time and the same having not been done, the appeal was dismissed.

3. Learned counsel for the applicant-appellant submits that inadvertently, order dated 22.03.2017 could not be complied with.

4. The notice of the present restoration application was directed to be issued on 29.09.2023 and as per the office report, the same have been received served on both the respondent Nos.1 & 2.

5. However, none has put in appearance for the said respondents.

6. In view of the submissions made, the present restoration application is **allowed**. Let the appeal be restored to its original number.

7. Let notices of the application under Section 5 of the Limitation Act in the appeal be filed within a period of one week.

8. Notices be filed in two sets within a period of one week. On the same being filed, one set be given *'dasti'* to learned counsel for the petitioner for service through registered post acknowledgment due.

9. Postal receipts of *'dasti'* notices be filed within a period of one week from the date of receipt of *'dasti'* notices.

10. If the notices are filed, let them be issued.

11. If the notices are not filed within the stipulated period, the appeal shall stand dismissed without reference to the Court.

(REKHA BORANA),J

219-T.Singh/-