CGHC010390702026

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCC No. 997 of 2026

1 - Ganpatibai Wife Of Ramkumar Aged About 37 Years Resident Of Village Nagarda, Tehsil Baradwar, District Janjgir-Champa, Present District Shakti (C.G.)
2 - Leelabai Wife Of Shivkumar Aged About 26 Years Resident Of Village Nagarda, Tehsil Baradwar, District Janjgir-Champa, Present District Shakti (C.G.)
3 - Milap Singh Son Of Late Noharsay Aged About 60 Years Resident Of Village Nagarda, Tehsil Baradwar, District Janjgir-Champa, Present District Shakti (C.G.)
4 - Ramkumar Son Of Milap Singh Aged About 45 Years Resident Of Village Nagarda, Tehsil Baradwar, District Janjgir-Champa, Present District Shakti (C.G.)

5 - Shivkumar Son Of Milap Singh Aged About 35 Years Resident Of Village Nagarda, Tehsil Baradwar, District Janjgir-Champa, Present District Shakti (C.G.)

... Petitioner(s)

versus

1 - Darsmati Bai Widow Of Late Noharsay Aged About 77 Years Resident Of Nagarda, Tehsil Naya Baradwar, District Janjgir-Champa Present District Shakti (C.G.)

2 - Milautinbai D/o Late Noharsay W/o Kripalsingh, Aged About 58 Years Resident Of Nagarda, Tehsil Baradwar, District Janjgir-Champa Present District Shakti (C.G.) Presently Residing At Korba (Darri), Tehsil And District Korba (C.G.)

3 - Silobai D/o Late Noharsay W/o Balha, Aged About 55 Years Caste Kanwar, Resident Of Nagarda, Tehsil Baradwar, District Janjgir-Champa Present District Shakti (C.G.) Presently Residing At Village Bhuthia, Tehsil And District Korba (C.G.)

4 - Dilobai D/o Late Noharsay W/o Sidar Singh, Aged About 52 Years Caste Kanwar, Resident Of Nagarda, Tehsil Baradwar, District Janjgir-Champa Present District Shakti (C.G.)

5 - State of Chhattisgarh Through The Collector, Sakti, District Sakti (C.G.)

... Respondent(s)

(Cause-title taken from Case Information System)

For Petitioner(s)	**:**	Mr. Vikram Pratap, Advocate.
For State	**:**	Mr. Atanu Ghosh, Dy. Government Advocate.

Hon'ble Shri Justice Ravindra Kumar Agrawal, J.

Order on Board

02/11/2026

1. Heard.

2. The present application has been filed by the petitioners for restoration of W.P.(227) No. 1194/2026, which was dismissed for want of prosecution on 23.09.2026.

3. Learned counsel for the petitioners would submit that due to unavoidable circumstances, he could not appear before this Court when the matter was called for hearing and the case has been dismissed for want of prosecution on 23.09.2026. He would further submit that the matter pertains to the property rights and in the appeal appeal the application under Order 41 Rule 5 of CPC has been rejected, which requires adjudication on merits.

4. On due consideration and for the reasons mentioned in the application, the same is **allowed**. Accordingly, W.P.(227) No. 1194/2026 is restored to its original number.

5. The present MCC is disposed of.

Sd/-

(Ravindra Kumar Agrawal)
Judge

Alok