SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com

Krishna Kumar Patel Vs. the State of Madhya Pradesh

Krishna Kumar Patel Vs. the State of Madhya Pradesh

SooperKanoon Citation : sooperkanoon.com/1042810

Court : Madhya Pradesh

Decided On : Sep-03-2012

Appellant : Krishna Kumar Patel

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. Anubhav Jain

Judgement :

MCC.

No.919/2012 03.09.2012 Shri Anubhav Jain, learned counsel for the applicant.

This is an application for restoration of W.P No.208/2004 dismissed for want of prosecution by order dated 31.07.2012.

It is submitted by the learned counsel for the applicant that the aforesaid petition stood dismissed on account of the fact that the counsel for the applicant was on his leg before an another Bench and as such could not remain present when the matter was called up for hearing and due to his non-appearance the petition came to be dismissed for want of prosecution.

In such circumstances, it is submitted that the application for restoration deserves to be allowed.

The application is supported by an affidavit of the applicant.

Having heard the learned counsel for the applicant and looking to the fact that the reasons stated in the application for restoration are bonafide, the same is allowed.

The impugned order dated 31.07.2012 passed in W.P No.208/2004 is recalled and is directed to be restored to its original number subject to payment of P.F within seven days for issuance of notice to the respondents in the aforesaid writ petition informing them of the restoration of the writ petition.

This M.C.C stands disposed of.

A copy of this order be placed in the record of W.P No.208/2004.

C.C as per rules.

(R.S.JHA) JUDGE MCC.

No.919/2012 gn

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com