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HIGH COURT OF CHHATTISGARH, BILASPUR

ORDER SHEET

C.R. No. 5 of 2020

Savitri Singhania **Versus** Girdhar

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16.01.2020	Shri Manoj Paranjpe, counsel for the Applicants. Shri Vikas Bhaskar, Panel Lawyer for the State/Non-applicant No.13. Heard on I.A. No.01/2019, an application seeking permission to file the revision petition. It is submitted by Shri Paranjpe that during the pendency of an application filed under Order 41 Rule 19 of CPC for restoration of the appeal, which was dismissed in default vide order dated 24.08.2018, the sole Appellant therein, namely, Shri Maluram Singhania expired on 04.09.2019 and the application for bringing his legal representatives on record was also filed but the same was rejected and consequently, the application filed under Order 41 Rule 19 of CPC was also rejected. It is submitted further that since the sole Appellant has expired, therefore, the present Applicants may be permitted to pursue this revision petition. On due consideration and considering further that since the sole Appellant Shri Maluram Singhania expired on 04.09.2019 during the pendency of the said application filed under Order 41 Rule 19 of CPC, I am inclined to permit the present Applicants to pursue this revision petition for questioning the order impugned as passed by the Court below. The said application is, accordingly, allowed and the Applicants are hereby permitted to proceed this revision petition.

I.A. No.01/2019, thus, stands disposed of.

Heard on admission.

Issue notice to Non-applicants No. 1 to 12 on payment of P.F., as per rules.

Post this matter after five weeks for further orders.

Sd/-

(Sanjay S. Agrawal)
JUDGE