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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **MAC.APP. 699/2017**

CHOLAMANDALAM MS GENERAL INSURANCE CO LTD

..... Appellant

Through: Ms. Suman Bagga, Advocate.

versus

NEELAM PROTHI & ANR

..... Respondent

Through: Mr. Anshuman Bal, Advocate for R-1.

CORAM:

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

% **11.11.2022**

CM APPL. 3799/2020(CM For Restoration)

This is an application under Order 41 Rule 19 CPC for restoration of the present appeal, which was dismissed in default on 13.01.2020 for non-appearance of the appellant.

It is submitted by the counsel for the appellant that non-appearance was due to main counsel was not feeling well, and has asked to associate counsel to appear in this case, but as the associate counsel was busy in some other court, he could not appear in time, and the matter was dismissed in default.

Having heard counsel for the appellant, perusing the record of the case, and also the fact that counsel for respondent has no objection to the restoration application, the application for restoration is allowed. The appeal



is restored to its original number.

The application stands disposed of.

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It is submitted by the counsel for the parties that there are chances of settlement.

Let the matter be placed before the Lok Adalat on 2nd December, 2022.

NOVEMBER 11, 2022/ib

RAJNISH BHATNAGAR, J