

M/s. Madgul Minerals Pvt. Ltd. & Ors. **Petitioners**
Versus
Saurabh Pendse & Ors. **Opp. Parties**

**CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR
SRIVASTAVA**

For the Petitioners : Mr. Rahul Gupta, Advocate
Mr. Nitin Kumar Pasari, Advocate
For the Opp. Parties :

Learned counsel for the petitioner submits that he has complied the order dated 25.07.2025 and accordingly, an affidavit along with service report of notice against the respondents through their lawyer before the concerned trial Court has also been filed, therefore, service of notice against the respondents may be considered as valid and effective.

I.A. No. 6173 of 2019

3. Heard the learned counsel for the petitioner on the point of limitation.

4. It is submitted that due to mistaken advice, a writ petition was filed against the impugned order which was withdrawn and again this revision application has been filed with the delay of 233 days challenging the impugned order passed by the concerned trial Court on the application under Order VII Rule 11 filed by the defendant(s) which was dismissed.

5. The reason for delay has satisfactorily been explained, therefore, this limitation application is allowed and the delay in filing the instant revision is condoned.

6. Admit.

7. Issue fresh notice to the opp. parties for hearing, for which,

requisites etc. under speed post as well as under ordinary process be filed within two weeks.

7. List this case after receipt of service report of notice.

(Pradeep Kumar Srivastava, J.)

31.10.2025

Basant