



2022:CHC-AS:34730

19.04.2024
Item No. 1
Court No.5
Saswata

**W.P.A. 29425 of 2014
with
CAN 3 of 2024**

Goutam Mondal

-vs-

Coal India Limited & Ors.

Mr. Partha Ghosh
Mr. Amal Kumar Datta
Ms. Simran Sureka
Mr. Debashis Das

...For the applicant/petitioner

Mr. Shiv Shankar Banerjee

...For the respondents

In re: CAN 3 of 2024

1. This is an application, inter alia, praying for recall of the order dated 6th March 2024.
2. Heard the learned advocates appearing for the respective parties and considered the materials on record.
3. I am of the view that the petitioner has been able to sufficiently explain the reason of his non appearance on 6th March 2024 when the matter was dismissed for default.
4. In view thereof, the application for restoration being CAN 3 of 2024 is allowed and the writ application being WPA no. 29425 of 2014 is restored to its original file and number along with all interim order as were subsisting on the date of dismissal.
5. CAN 3 of 2024 is accordingly **disposed of**.
6. **Department** is directed to file a report and explain as to why the main file being WPA no. 29425 of 2014 has not been placed before this Court, despite the application



for restoration being filed within 30 days from the date of dismissal of the writ application. The said report must be filed on or before the matter is taken up next.

7. List this matter in the **combined monthly list of May 2024**.

(Raja Basu Chowdhury, J.)