

IN THE COURT OF BAKHT FAKHAR BAHZAD,
DISTRICT & SESSIONS JUDGE/JUDGE CONSUMER COURT
GUJRAT

Miscellaneous Application No.17-18

Title. Muhammad Hanif Vs Malik Sameer Auto Etc

Date of institution	18-04-2018
Date of decision	29-10-2018
Complainant by	Shahid Nawaz Warraich advocate.
Defendant by	Rizwan Ali respondent

ORDER:

1. *Brief facts giving rise to the instant petition are that petitioner filed the claim before this Court which was dismissed in default on 20-03-2018. He filed application for restoration of claim which was also dismissed in default. He again filed application for restoration of claim which was accepted vide order dated 22-06-2018. Notices were issued to the parties for 12-07-2018. Defendant appeared and submitted written reply of the application. Arguments have been heard, record has been perused. As the application for restoration has already been accepted and it would be appropriate to give fair opportunity to the parties to prove their contention for producing cogent evidence before the Court. It would be injustice that any party be knocked out due to technicalities, therefore, application for restoration of claim is allowed and claim is restored at its original position subject to payment of Rs.1,000/- which shall be paid to the defendant. The Registrar of the Court is direct to annex attested copy of this order with the main file and the instant file be consigned to record room after due completion. The main file be put of before the Court on 14-11-2018.*

Announced:-27-10-2018



(BAKHT FAKHAR BAHZAD)
District & Sessions Judge/ Presiding Officer
District Consumer Court Gujrat.